

91st Illinois General Assembly Senate Transcript

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

43rd Legislative Day

May 12, 1999

PRESIDING OFFICER: (SENATOR WEAVER)

Regular Session of the 91st General Assembly will come to order. Will the Members please be at their desks, and will our guests in the gallery please rise? Our prayer today will be given by the Reverend Joseph Eby, Chatham Presbyterian Church, Chatham, Illinois. Reverend Eby.

THE REVEREND JOSEPH EBY:

(Prayer by the Reverend Joseph Eby)

PRESIDING OFFICER: (SENATOR WEAVER)

Please remain standing. Pledge of Allegiance, Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR WEAVER)

Reading of the Journal. Senator Myers.

SENATOR MYERS:

Mr. President, I move that reading and approval of the Journals of Thursday, May 6th; Friday, May 7th; and Tuesday, May 11th, in the year 1999, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Myers moves to postpone the reading and approval of the Journal, pending arrival of the printed transcripts. There being no objection, it is so ordered. Committee Reports.

SECRETARY HARRY:

Senator Cronin, Chair of the Committee on Education, reports Senate Joint Resolution 17 Be Adopted.

PRESIDING OFFICER: (SENATOR WEAVER)

Messages.

SECRETARY HARRY:

A Message for the Governor by Charles Woodward, Director of Legislative Affairs, May 7th, 1999.

Mr. President - The Governor directs me to lay before the

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Senate the following Message:

To the Honorable Members of the Senate, 91st General Assembly - I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDING OFFICER: (SENATOR WEAVER)

Messages from the House.

SECRETARY HARRY:

A Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 74, with House Amendment No. 1.

We have like Messages on Senate Bill 331, with House Amendments 1 and 2; Senate Bill 423, with House Amendments 1 and 2; and Senate Bill 805, with House Amendment 3. All passed the House, as amended, May 11th, 1999.

PRESIDING OFFICER: (SENATOR WEAVER)

Resolutions.

SECRETARY HARRY:

Senate Joint Resolution, Constitutional Amendment, 38, offered by Senator Philip.

And Senate Resolution 127, offered by Senator Emil Jones and all Members.

It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

Consent Calendar. What purpose does Senator Demuzio arise?

SENATOR DEMUZIO:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

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SENATOR DEMUZIO:

I have three Honorary Pages with me today from Carlinville. They're in the back of the Chamber here. They are Nichole Palsen, Elyse Boentey and Jay Killam, who is with us today, and I would ask the Senate to please recognize them and welcome them to the Senate.

PRESIDING OFFICER: (SENATOR WEAVER)

Good to have you. What purpose does Senator Larry Walsh arise?

SENATOR L. WALSH:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR L. WALSH:

Thank you, Mr. President and Members of the Senate. I, too, am honored to have a -- have an Honorary Page today. John Clark is with us. He is a freshman in the Plainfield High School, and he is going to serve as a Page today. I'd like to welcome him to the Senate.

PRESIDING OFFICER: (SENATOR WEAVER)

Welcome to the Senate, John. On page 24 of today's Calendar is the Order of Secretary's Desk, Concurrences, Senate Bills. The intent of the Chair is to proceed to this order of business for the purpose of motions to nonconcur. Nonconcur. On page 24.

Senator Peterson, do you wish to make a motion on Senate Bill 128?

Mr. Secretary, on the Order of Non-concurrence, Senate Bill 128.

Read the motion, please.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their
Amendment No. 1 to Senate Bill 128.

The motion filed by Senator Peterson.

PRESIDING OFFICER: (SENATOR WEAVER)

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Senator Peterson moves to nonconcur on Senate Bill -- excuse
me, with House Amendment 1 on Senate Bill 128. All those in
favor, say Aye. Opposed, Nay. The Ayes have it and the motion
carries, and the Secretary shall so inform the House. Mr.
Secretary, on -- read the motion on Senate Bill 147.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their
Amendment No. 1 to Senate Bill 147.

The motion filed by Senator Hawkinson.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Hawkinson moves to nonconcur with House Amendment No.
1 to Senate Bill 147. All those in favor, say Aye. Opposed, Nay.

The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Syverson, on 487. Senate Bill 487, motion to... Mr. -- Mr. Secretary, read the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 487.

The motion, by Senator Syverson.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Syverson moves to nonconcur in House Amendment No. 1 to Senate Bill 487. All those in favor, signify by saying Aye. Opposed, Nay. The motion carries. The -- the Secretary shall so inform the House. Mr. Secretary, would you read the motion on 1158, by Senator Rauschenberger?

SECRETARY HARRY:

...move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 1158.

The motion, by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Rauschenberger moves to nonconcur in House Amendment No. 1 to Senate Bill 1158. All those in favor, say Aye. Opposed,

Nay. Motion carries. The Secretary shall so inform the House.
For what purpose Senator Geo-Karis arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, we want to thank the St. Louis Regional Commerce and Growth Agency for sponsoring our annual Peter Miller charitable ball game last night. And I want to tell you that -- that State Representative John Fritchey, who predicted that the House would win the game, I would urge him to start taking Viagra, because he was a total disaster last night. I want to thank Mr. Valenti from the St. Louis Regional Commerce and Growth Agency for all their wonderful help, their food and the shirts that they gave the ballplayers. And I want to thank the two cocaptains, Frank Watson and John Cullerton. And I'd like to tell you, all these players that we had, that they were good. Kirk Dillard forgot his books and actually hit a couple of balls and got on base, and he actually caught a couple of balls. Senator Molaro, didn't do so badly. In fact, he came through in the pinches. He almost had to get pinched a couple of times. But -- and Senator Syverson broke a finger as first baseman, and I wondered why he dropped the ball, because I thought that might be disastrous for 'em. And Senator Walsh did very well. He caught one backhanded, way out in the field, and he did some good hitting. And the Most Valuable Player was none other than our own Senator Rickey Hendon, of center field. And he was awarded the -- the trophy as Most Valuable Player. Rickey came in when the Senate, in the first inning, had bases loaded, and Rickey hit a home run. But Rickey is very fast afoot. In fact, he was so fast afoot, he overran his base and he got called out, in one instance. Carl Hawkinson was hit the first

pitch he -- he pitched, was hit in the hand and really got hurt, but he carried through and did a great job pitching for us. And Senator Sullivan, my seatmate, and let me tell you about this

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young lad. He caught two in the big, big left field, and I can tell you he caught 'em when we needed them the most, and he even got on base a couple of times, which I commend him for it. For -- for a freshman, he did darn well. And, of course, Watson sat there -- Senator Watson, who is a cocaptain, very happy to see his boys really hitting, and they really hit. Burzynski didn't do badly at all. I think he dropped one ball, but outside of that, he didn't drop two, so he's safe. But anyway, he was in right field. And Senator Shadid provided the caps for all of us. I don't know why he didn't get in the game. He probably could have hit. And Senator Silverstein, whom I was calling Senator Silverman, actually got on the base, but he had a little trouble hanging onto his balls. But -- and Senator Duane Noland did very well. He got a hit. And so did Senator Sieben. And Senator Petka was a great catcher, and he did his -- his part in the ball game. And so did Senator Lauzen. He really ran fast and got on the base. And so did Senator del Valle. I don't know if I've

forgotten any of our Senators, but I want to tell you they did an excellent job. We won by the score of 13 to 2. And I want to congratulate our team. And I congratulate Watson and Cullerton, the captains that did a great job. I think it was great and the weather held out and we finished the game without getting rained out. So congratulation, fellows. Let's give 'em all a good hand.

PRESIDING OFFICER: (SENATOR WEAVER)

I have a -- a motion, signed by fifty-eight Senators, to cut off Senator Hendon's microphone today. I found it's working for about 30 seconds, Senator Hendon. For what purpose do you arise?

SENATOR HENDON:

Wait a minute, I'm all right. I just want to -- want to thank all my teammates who made me look so good. Thank you... And to President Philip and our Leader Jones, I just wanted to make you look good. I thank you for retiring my jersey. I have a Magic

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Marker here if you would like to write down how fast I ran or the homer I hit, you can sign it, and -- you know, I'm forty-five years old. I've waited a long time for this. I did get a letter from President and Mrs. Clinton, but I -- I won't read it; it's far too emotional. I just want to say and -- for my wife and

children, and Geo, I'm coming, baby, I'm coming.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Hendon, just -- just stay in shape for next year. For what purpose Senator Burzynski rise?

SENATOR BURZYNSKI:

Purpose of rebuttal.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR BURZYNSKI:

Well, actually, not to Senator Hendon, and I hate to follow that impassioned and -- and emotional speech that our MVP gave last night, but just to Senator Geo-Karis. I'd just like to point out, as the announcer for our ball game, that I only batted in the first inning; I didn't play in the field. So, Senator, let the -- let the record stand corrected that I didn't have any dropped balls in the outfield last night.

PRESIDING OFFICER: (SENATOR WEAVER)

Thank you for the clarification. Senator Demuzio.

SENATOR DEMUZIO:

You know, Mr. President, we've been trying to trade off Hendon for several years. Does this mean we have to keep him now?

PRESIDING OFFICER: (SENATOR WEAVER)

He's worth it.

SENATOR DEMUZIO:

We traded him off...

PRESIDING OFFICER: (SENATOR WEAVER)

For what purpose Senator Bowles arise?

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SENATOR BOWLES:

Thank you, Mr. President and Members of the Senate. I rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR BOWLES:

I have in the balcony, behind me, the Life Skill program members of the class from Edwardsville High School, the transition program which assists students to live independently. The teacher is Stancey Granger, and also with them today is Judge Barbara Crowder, who is an Associate Judge in Madison County. They have just passed the federal-State Constitution test. I would like to ask them to rise and be recognized.

PRESIDING OFFICER: (SENATOR WEAVER)

Will our guests please rise? Welcome to Springfield. In the Order of Concurrences, motion to nonconcur, Senate Bill 1202. Senator Myers. Mr. Secretary, do you have a motion?

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 1202.

The motion filed by Senator Myers.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Myers moves to nonconcur in House Amendment No. 1 to Senate Bill 1202. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. Mr. Secretary, you have a motion on Senate Bill 834?

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 834.

The motion filed by Senator Dillard.

PRESIDING OFFICER: (SENATOR WEAVER)

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Senator Dillard moves to nonconcur in House Amendment No. 1 to Senate Bill 834. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. What purpose Senator Bomke seek recognition?

SENATOR BOMKE:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR BOMKE:

We have with us here today the Trinity Lutheran eighth grade class teacher, Russell Benning, sitting directly behind the President. If you would please help me recognize him this morning.

PRESIDING OFFICER: (SENATOR WEAVER)

It's good to have you with us. Will our guest please rise? We will begin on page 12, on the Order of 3rd Reading. House Bill 2217, the top of page 12. Senator Myers. Senator Donahue. Excuse me. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2217.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President. House Bill 2217 - Committee Amendment No. 1 actually becomes the bill, and what it does is it requires DHS to provide a test program for families who are income-eligible for child care assistance, who are not TANF recipients and who need child care assistance to participate in education and training programs -- training activities. I think it's a -- a good concept and something that we're trying to get

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into law, and I would ask for your support.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there discussion? If not, the question is, shall House Bill 2217 pass. The vote -- all those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. House Bill 2217, having received the constitutional -- is declared passed.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cronin, on House Bill 2218. Senator Cronin. Out of the record. Senator Syverson, on House Bill 2255. Senator Syverson. Out of the record. Senator Klemm, on House Bill 2261. Out of the record. Senator Sullivan, on House Bill 2272. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2272.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 2272 amends the Good Samaritan Act to include physician assistants. It passed out of the Senate Judiciary Committee unanimously. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2272 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2272, having received the required

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constitutional majority, is declared passed. Senator Petka, on House Bill 2287. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2287.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Petka.

SENATOR PETKA:

Thank you, Madam President, Members of the Senate. House Bill 2287 provides that if a county board alone has organized a Public Building Commission, then the members of that Commission must be residents in the county in which Commission is organized. Very simply, those with the power to tax ought to be placed in the

situation where it also affects them. I know of no opposition.
I'd urge its adoption.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2287 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2287, having received the required constitutional majority, is declared passed. Senator Hawkinson, on House Bill 2303. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2303.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

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Thank you, Madam President. This bill comes to us from a unusual coalition. It's an initiative of the Illinois State

Medical Society. It's supported by the Illinois Hospital Association and by the Trial Lawyers -- the Illinois Trial Lawyers. It deals with the question of immunity on medical review committees. Right now, there's an absolute immunity, and the doctors, hospitals' groups and attorneys are all in agreement that there are limited situations, such as intentional discrimination, whether economic or -- or based on ethnicity or race, that are improper and that ought to subject others on that committee to liability, where they can prove that it was willful or wanton. The immunity is also expanded from the committee to individuals employed by the hospital. The University of Illinois hospitals were originally opposed, but they have withdrawn their opposition because they are unaffected by this Act. However, Cook County Hospital is still opposed. I'd be happy to answer questions, otherwise ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Trotter.

SENATOR TROTTER:

Yes, thank you very much, Madam President. As stated by the sponsor - if I could just comment a little bit - the County is opposed to this legislation, and -- and based on these points, if I may just add to the record; one, to protect the taxpayer burden of additional litigation expense. A change in the standard from statutory immunity, excuse me, to include an exception of willful and wanton conduct will make it virtually impossible to dismiss even a frivolous case without the cost of trial. In the case of Cook County Hospital, this increased cost of defending such lawsuits will be imposed on taxpayers. In addition, since Cook

County indemnifies its doctors for liability arising from their employment at county hospitals, any compensatory damages and

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litigation costs arising out of such liability will also be imposed on taxpayers throughout Cook County. This does not necessarily protect doctors from personal exposure due to inability to indemnify. Cook County indemnifies its doctors for liability arising from employment at county hospitals; although, if doctors are made liable in cases involving willful and wanton conduct, they will be personally exposed to possible punitive damages because the County is prohibited from indemnifying employees for punitive damages. And for these reasons stated, the County is opposed to the legislation. We...

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there...

SENATOR TROTTER:

We attempted to amend the -- the language to exclude Cook County Hospital. We were not able to do so. And just for these -- this point and for this purpose, I'd like to thank you for having me allow -- this read into the record.

PRESIDING OFFICER: (SENATOR DONAHUE)

Let's keep our conversations down when we're on 3rd Reading so we can hear this debate. Is there further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Fawell.

SENATOR FAWELL:

This bill calls for willful and wanton conduct, is that true?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

Yes, Senator. It limits it to willful and wanton. In -- in my opening remarks, I talked about situations where a committee may

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try and get rid of a doctor 'cause they don't want the competition or they're discriminating against her or him based on her -- her race or ethnicity.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator...

SENATOR HAWKINSON:

It's -- it's strictly limited to -- to willful and wanton. It's an initiative of the doctors and it's supported by the hospitals.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Well, according to our -- or, our computer, it says willful and wanton conduct {sic} (misconduct) is defined as the course of action that shows actual or deliberate intention to harm or that, if not intentional, shows an utter indifference to or conscious disregard for a person's own safety or safety of others. And that's -- that's a legal definition of willful and wanton?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

That -- that has become a standard definition for willful and wanton, yes.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Well, it seems to me, then, under that definition, this is a good bill and should be voted for.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Senator Hawkinson, to close.

SENATOR HAWKINSON:

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Just ask for a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

The question is, shall House Bill 2303 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 2303, having received the required constitutional majority, is declared passed. Senator Watson, on House Bill 2320. Out of the record. Senator Munoz, on House Bill 2351. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2351.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Munoz.

SENATOR MUNOZ:

Thank you, Madam President and Members of the Senate. House Bill 2351 amends the Vehicle Code relating to penalty for false reporting of a vehicle theft. The bill is just making a false report of theft or conversion of a vehicle to an employee of a law enforcement agency is -- a Class 2 felony. Currently, it's a Class 2 felony for a person to knowingly make a false report of

the theft or conversion of a vehicle to a police officer. This bill would put reportings of police department employees in the same category. There's no known opposition at this time. I'll try to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Molaro.

SENATOR MOLARO:

So, do people now make police reports to employees of the police department? I -- I don't know what the problem is, why

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would we change this?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Munoz.

SENATOR MUNOZ:

What they had -- the police report was just to the officer, but now they're just changing it to the employees that work within the Chicago -- in the -- in the police department.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Seeing none, Senator Munoz, to close.

SENATOR MUNOZ:

There's no known opposition. I'd ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Question is, shall House Bill 2351 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2351, having received the required constitutional majority, is declared passed. Senator Maitland, on 2355. Out of the record. Senator Dillard, on House Bill 2492. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2492.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This bill is an attempt to have builders in Illinois build more homes that are accessible for the handicapped. And it sets up a program through the Illinois Housing Development Authority to

encourage builders to -- to do more in terms of building spec homes for the handicapped. It is supported by the Illinois Realtors Association and the Home Builders Association of Illinois. And I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2492 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2492, having received the required constitutional majority, is declared passed. Senator Thomas Walsh, on House Bill 2494. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2494.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Thomas Walsh.

SENATOR T. WALSH:

Thank you, Madam President. House Bill 2494 permits persons wishing to organize a bank to reserve a name and transfer the name to another upon notification of -- to the Commissioner. It deletes the requirement that State bank directors reside within Illinois or within a hundred miles of the -- the bank's main office. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, I rise in opposition. This is a terrible bill. I'd like to ask the Member a question, if I might...

PRESIDING OFFICER: (SENATOR DONAHUE)

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Indicates...

SENATOR DEMUZIO:

...if he will yield.

PRESIDING OFFICER: (SENATOR DONAHUE)

...he'll yield, Senator Demuzio.

SENATOR DEMUZIO:

Reserve a corporate name. Upon the filing of an application for a permit to organize, an applicant may request the Commissioner to reserve the name of the proposed bank and then affording them the opportunity to transfer that name to some other person. Can a person go in and file for a hundred or two hundred names and then later on decide to sell one of those names to some other bank that wants that name?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Walsh.

SENATOR T. WALSH:

If -- if -- if the Commissioner were to allow that, I suppose they could.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

Cornering the market on -- on -- on names. But more importantly, now that we have branch banking and we have all of these mega-banks now that are forming, you want to drop out of this a provision that says that a majority of the directors of a bank must have resided in the State of Illinois or within a hundred miles of the main banking premise. So that means now that you can be -- you -- you can come in, own the bank here, and not have anybody from the community or anybody from the State of Illinois serve on the board of directors. It could be complete foreign ownership of a financial institution in Illinois with nobody -- no resident whatsoever serving on the bank. Is that the

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purpose of this -- of this section that -- that you're changing?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Walsh.

SENATOR T. WALSH:

That -- that -- that may not be the purpose, but that could be the intent. I imagine that you could still have local directors also and that would -- it would probably behoove the bank to have directors that were -- that were local. But with the national banking now, with -- this would allow directors to reside in other states.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

Well, I think enough is enough. I think we ought to leave the section in there that says that a majority of the directors must be residing in the State of Illinois and we ought not to give them any more unfettered authority to run the bank from some other state even though they do business in the State of Illinois. I think this is a bad idea, and I think we ought to vote No.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Is there further discussion? Senator Walsh, to close.

SENATOR T. WALSH:

Well, I appreciate the spirited debate on this bill, and I would just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONAHUE)

The -- the question is, shall House Bill 2494 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, 12 Nays, and 11 voting Present -- 33 Ayes, 12 Nays, and 11 voting Present. House Bill 2494, having

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received the required constitutional majority, is declared passed.

Senator Demuzio, for what purpose do you seek recognition?

SENATOR DEMUZIO:

Well, let's see if everybody's here. I -- I request a -- a roll call -- verification.

PRESIDING OFFICER: (SENATOR DONAHUE)

Verification is always in order. All the Members please be in their seats. Senator Demuzio has requested a verification. All Senators will please be in their seats and the Secretary will please read the affirmative votes.

SECRETARY HARRY:

The following Members voted in the affirmative: Berman, Clayborne, del Valle, Dudycz, Geo-Karis, Hendon, Jacobs, Wendell Jones, Karpel, Klemm, Lightford, Mahar, Maitland, Munoz, Noland, O'Daniel, O'Malley, Parker, Peterson, Petka, Radogno, Rea, Shaw, Sieben, Silverstein, Sullivan, Syverson, Trotter, Larry Walsh, Tom Walsh, Watson, Weaver, and Mr. President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

Senator Karpiel.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpiel? She's right back in the back of the Chamber.

SENATOR DEMUZIO:

Senator Lightford.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Lightford? Senator Lightford? Are you in the Chamber? Strike her name.

SENATOR DEMUZIO:

Senator Trotter.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Trotter? Senator Trotter? Strike his name.

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SENATOR DEMUZIO:

Senator Obama.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Obama? He is not on the roll call.

SENATOR DEMUZIO:

Senator Sieben.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Sieben. Senator Todd Sieben. Senator Sieben, are you

on the Floor? Strike his name. Senator Trotter has returned to the Chamber.

SENATOR DEMUZIO:

Too bad.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please restore his name to the roll call.

SENATOR DEMUZIO:

Senator Clayborne.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Clayborne. Senator Clayborne? He is in the back by the telephone.

SENATOR DEMUZIO:

Where's the MVP? Is he here? Senator Hendon.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hendon is in the same place.

SENATOR DEMUZIO:

That's unfortunate.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Lightford has returned to the Chamber. You can restore her name as well. Any other name, Senator Demuzio? On a verified roll call, there are 32 Ayes, 12 Nays, and 11 voting Present. House Bill 2494, having received the required constitutional majority, is declared passed. Senator Rauschenberger, on House Bill 2518. Senator Rauschenberger. Out

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of the record. Senator Rauschenberger, on 2519. Out of the record. Senator Hawkinson, on 2616. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2616.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Madam President. Thank you, Madam President. House Bill 2616 is an initiative of the Attorney General's Office. It's designed to deal with fraudulent and misleading E-mail. It is supported by the industry. American {sic} (America) Online and other industry groups have given a letter in support of this provision, primarily because the bill is limited to the use of a third party's Internet domain name without the permission or which otherwise misrepresents the position.

PRESIDING OFFICER: (SENATOR DONAHUE)

I'm going to ask you to take your conferences off the Floor. Just go out in the side hall. Talk quietly, but take your conversations off the Floor. Senator Hawkinson, please proceed.

SENATOR HAWKINSON:

Thank you, Madam President. As I indicated, this is an initiative of the Attorney General's Office. It was -- it was

amended in committee to address the concerns of the Illinois Retail Merchants, and it is also supported by the Internet industry. Be happy to try and answer any questions, otherwise ask for your favorable support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall 2616 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish?

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Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, 1 Nay, none voting Present. House Bill 2616, having received the required constitutional majority, is declared passed. Senator Geo-Karis, for what purpose do you rise?

SENATOR GEO-KARIS:

Madam President, Ladies and Gentlemen of the Senate, we have a very distinguished visitor here with us today: the Honorable John Nickels, who just retired from the Supreme Court of Illinois. Let us welcome the Honorable John...

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome, Judge Nickels. Welcome to Springfield. Senator

Burzynski, on -- House Bill 2644. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2644.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is a clean-up bill for the Department of Professional Regulations, and I'd be more than happy to try and answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, how many different chapters are we amending here?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. Senator Hawkinson, we amended this bill in committee to take out the provisions we thought violated single subject. And the only thing we're doing is looking at -- as -- as introduced, it had twelve separate Acts within it. And -- so what we're trying to do is delete all of that language and just deal with the -- with the issue of fees and registration by the Department of Professional Regulation.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there further discussion? Is there further discussion? Seeing none, the question is, shall House Bill 2644 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2644, having received the required constitutional majority, is declared passed. Senator Burzynski, on House Bill 2645. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2645.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is sunset legislation for the Illinois Landscape Architecture Act of 1989, and is administered by the Department of

Professional Regulations. And basically changes the same types of provisions that we've dealt with all of the other sunset Acts this year.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2645 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 2645, having received the required constitutional majority, is declared passed. Senator Dillard, on House Bill 2648. Senator Dillard. Out of the record. Senator Hawkinson, on House Bill 2676. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2676.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Madam President. This -- this bill establishes a disease management pilot program, excuse me, in -- in Peoria County, in cooperation with groups in McLean County. It's designed, in the area of substance abuse and mental health treatment, to define which practices are the best practices. And it's the kind of study program which will enable mental health professionals and those involved in -- in counseling for drug and alcohol abuse to find out what works and to share that information throughout the State and throughout the country. It's supported by the Alliance for the Mentally Ill, the Illinois Health Association. It's also supported by the Department, which has indicated that they do have the funds to administer it. I would ask for your support on this important bill so that, in the area of mental health and substance abuse, we can gain a better understanding of what the best practices are.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2676 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take

the record. On that question, there are 54 Ayes, 1 Nay, none voting Present. House Bill 2676, having received the required constitutional majority, is declared passed. Senator Cronin, on House Bill 2726. Senator Cronin, on 2727. Senator Weaver, on House Bill 2733. Senator Hawkinson, on House Bill 2748. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2748.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Madam President. This bill amends the Rights of Crime Victims and Witnesses Act. It requires the Attorney General to establish an automated crime victim notification system. It's designed to aid victims of crime statewide. As amended in the Senate, it is identical to Senate Bill 753, sponsored by Senator Radogno, which has already passed this Body. Be happy to answer any questions, otherwise ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2748 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2748, having received the required

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constitutional majority, is declared passed. Senator Maitland, on House Bill 2767. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2767.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Maitland.

SENATOR MAITLAND:

Madam President, Members of the Senate, House Bill 2767 authorizes the Illinois Department of Nuclear Safety to enter into agreements related to the receipt and expenditure of federal grants and other funds to provide for management services in support of the low-level radioactive waste forum.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2767 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2767, having received the required

constitutional majority, is declared passed. Senator Rauschenberger, on 2771. Judy Myers, on House Bill 2793 {sic} (2792). Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2792.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Myers, on House Bill 2792.

SENATOR MYERS:

Thank you, Madam President, Members of the Senate. This bill

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was requested by the Department of -- Illinois Department of Transportation, and it amends the Vehicle Code. It provides that when IDOT or a local authority marks traffic signs, signals or markers, which it owns, it may do so anywhere on the item, rather than on the back. The amendment to this bill was requested by -- was requested in the committee. Current law allows highway authorities to mark traffic signs with regard to which entity owns the sign, but the amendment simply restores language which clarifies that the letters can only be three-quarters of an inch

in height. I'd be happy to answer questions, but would request a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2792 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2792, having received the required constitutional majority, is declared passed. Senator Rauschenberger, 2793. House Bill 2794. Senator Rauschenberger. Senator Dillard, on House Bill 2823. Senator Dillard? Senator Sieben, on House Bill 2826. Senator Dillard, on House Bill 2844 -- 45. And the last one. Now we'll return to the top of page 5. ...House -- House Bills -- House Bills 3rd Reading is House Bill 5. Senator Rauschenberger. Senator O'Malley, on House Bill 17. Senator O'Malley. Senator O'Malley, on House Bill 31. Senator Rauschenberger, on House Bill 47. Senator Watson, on House Bill 63. Out of -- out of the record. Senator Maitland, on House Bill 80. Senator Mahar, on House Bill 92. Senator Mahar? Senator Madigan, Robert Madigan, on House Bill 133. Senator Jacobs, on House Bill 137. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill 137.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jacobs.

SENATOR JACOBS:

Thank -- thank you, Madam President. This is a bill that was requested by the Illinois Licensed Beverage Association and IRMA. It's intended to eliminate any opportunity for abuse where one retailer would purchase wine and spirits from another retailer and have it delivered to the store. What the bill does, it requires the distributor to deliver to any retailer at least once every two weeks if the retailer is located in or adjacent to a county with a population of three million or more and orders two hundred dollars of products every two weeks, or is located in a county with a population under three million and is not adjacent to a county over three million and orders fifty dollars or more in product every two weeks. I know of no opposition and I would ask for your support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 137 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 137, having received the required

constitutional majority, is declared passed. Senator Dillard, on House Bill 152. Senator O'Malley, on House Bill 230. Senator Lauzen, on House Bill 240. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 240.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Lauzen.

SENATOR LAUZEN:

Thank you, Madam President and Members of the Senate. House Bill 240 increases the public aid funeral rate from six-fifty to a thousand, increases the burial rate from three twenty-five to five hundred.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Demuzio.

SENATOR DEMUZIO:

Senator Lauzen, the -- we -- we passed an identical Senate bill. Do we -- we need 'em both?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Lauzen.

SENATOR LAUZEN:

This is the same bill. It's the judgment of somebody else's part whether it's necessary to have two.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Seeing none, the question is, shall House Bill 240 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 240, having received the required constitutional majority, is declared passed. Senator Burzynski. Senator Thomas Walsh, on House Bill -- or, House Bill 279. Thomas Walsh? Senator Rauschenberger, on House Bill 303. Senator O'Malley, on House Bill 371. Senator Mahar, on House Bill 379. Senator Peterson, on House Bill 402. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill 402.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Peterson.

SENATOR PETERSON:

Thank you, Madam President. House Bill 402 amends the Use Act Tax {sic} (Tax Act) by creating the Automobile Leasing Occupation and Use Tax Act. Proposes that a tax of 1.25 percent be imposed on the purchase of a vehicle at the lease inception by the lessor, which would reduce it from the current six and a quarter percent. The Department of Revenue would distribute the tax to the appropriate unit of local government. The bill also proposes to tax leased vehicles at a rate of five percent of the gross monthly receipts of the lessor under the lease. If the lessee elects to purchase the vehicle at the end of the lease term, a tax of 5 percent of the residual value of the auto would be imposed. If the lessee does not purchase the vehicle at the end of the lease, the sale of the vehicle would be subject to a six-and-a-quarter tax rate. Ask for support of House Bill 402.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 402 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. House Bill 402, having received the required constitutional majority, is declared passed. Senator Mahar, on House Bill 452. Senator Dillard, on House Bill 471. Senator Wendell Jones, on House Bill 521. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 521.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Wendell Jones.

SENATOR W. JONES:

Madam President, Members of the Senate, this amends the Property Tax Code. Provides that a property assessment and pro-rata valuation shall include the proportionate value of new or added improvements from the date that the improvement was inhabitable and fit for occupancy or for the intended customary use as identified in the building permit. Our current law states that -- now from the date of improvement -- that the improvement was substantially completed. So this makes that change. Amends the State Mandates Act to require implementation without reimbursement. And Amendment 1 deleted the amendatory provision referencing the occupancy date identified in the building permit. I would appreciate a Yes vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 521 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. There are 57 Ayes, 1 Nay, 1 voting Present. House Bill 521, having received the required constitutional majority, is declared passed. Senator Bowles, on House Bill 523. Senator Burzynski, on House Bill 534. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 534.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

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SENATOR BURZYNSKI:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This bill amends the Transitional Bilingual Education Article of the School -- Code and basically requires that bilingual teachers will now take examinations, written as well as orally, and be able to pass proficiency tests in both languages in

which they profess to teach.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 534 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 534, having received the required constitutional majority, is declared passed. Senator Burzynski, on House Bill 553. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 553.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is the long-awaited final component of the Advanced Practice Nurse Act, dealing with the nurse anesthetists. Be more than happy to answer any questions that the Chamber might have.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Shaw.

SENATOR SHAW:

Thank you, Madam President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

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Indicates he'll yield, Senator Shaw.

SENATOR SHAW:

Would you -- would you just explain to the Body what the bill does?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Certainly. Senator, what this bill does is to bring in compliance and to bring in much of the same language that we passed last year, with the advanced practice nurses, relative to the type of collaborative agreements they need with physicians in order to be able to provide anesthesia services. So this is an agreed-to bill. It's a bill that's been worked out, the language, between the doctors, as well as the nurse anesthetists, in order to provide services here in the State of Illinois.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Seeing none, the question is, shall House Bill 553 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted -- take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 553, having received the required constitutional majority, is declared passed. Senator Syverson, on

House Bill 555. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 555.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Madam President. House Bill 555 is a identical

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bill to Senate Bill 217, which passed out earlier this year, and it amends the Vehicle Code in regards to allowing Illinois to register and regulate financing affiliates without having to license them as dealers. Also addresses some of the ownership guidelines in -- regarding manufacturers and dealers, as well.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 555 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, 4

voting Present. House Bill 555, having received the required constitutional majority, is declared passed. Senator Petka, on House Bill 583. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 583.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Petka.

SENATOR PETKA:

Thank you, Madam President, Members of the Senate. House Bill 583 would authorize the Department of Corrections to convey an eighty-acre parcel of land in Will County to the Lockport Township -- Lockport Township Park District. This also would authorize the Department of Corrections to convey a ten-acre parcel in Will County to the Will County Highway Department. The parcels, which -- which will be used, in this instance, for the construction of -- of certain government buildings, is also adjacent to a park district golf course. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the

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question is, shall House Bill 583 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 583, having received the required constitutional majority, is declared passed. Senator Fawell, on House Bill 604. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill -- pardon me, 604.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This bill amends the Vehicle Code and provides that if a vehicle dealer gives a customer a loaner car or allows someone to test drive a vehicle, the dealer's insurance does -- does not provide the coverage unless the permitted users have no liability insurance of his own or the permitted user has insurance but the limits are less than the minimum required under the mandatory insurance law. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Cullerton.

SENATOR CULLERTON:

Thank you, Madam President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, was this the bill that you rose on a few weeks ago and I asked some questions and then you took it out of the record? Is this the same bill?

PRESIDING OFFICER: (SENATOR DONAHUE)

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Senator Fawell.

SENATOR FAWELL:

It has had some work done on it. The -- the dealer -- the insurance companies were concerned that if an employee was driving the car of the dealer, that they would not be covered by the dealer's insurance and it's the legislative intent that the -- indeed, the dealers would cover their own employees driving the cars.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

My understanding is that there's an amendment that's in the Rules Committee and that the bill has not been amended. So when you said there's been some work done on it, did you intend to adopt the amendment that's in the Rules Committee?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Well, I apologize. Is that the -- the amendment? I thought we put it on.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR FAWELL:

My handler's not here.

SENATOR CULLERTON:

Well, maybe I can inquire of the Chair. Has the bill been amended? It doesn't appear on the Calendar that it's been amended.

PRESIDING OFFICER: (SENATOR DONAHUE)

It is still in Rules, Senator Cullerton.

SENATOR CULLERTON:

So, I would ask, Senator Fawell, find a handler, take the bill

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out of the -- out of the record and then amend it and then explain it.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

I apologize. I thought we had put that amendment on, and we will -- we will get it on.

PRESIDING OFFICER: (SENATOR DONAHUE)

House Bill 604, out of the record. Senator Silverstein, on House Bill 668. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 668.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Silverstein.

SENATOR SILVERSTEIN:

Thank you, Mr. {sic} President. This is an initiative of the Illinois Municipal League. Currently, only property acquired for redevelopment plan may be used for such a plan. This bill simply clarifies that property that has been acquired not for the purpose of a business district redevelopment plan can be used for such purpose. The bill holds the intent of that provision and -- and does not make any other specific changes. We ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 668 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 668, having received the required

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constitutional majority, is declared passed. Senator Robert Madigan, on House Bill 675. Out of the record. Senator Clayborne, on House Bill 702. Senator Clayborne? Senator Karpel, on House Bill 731. Senator Karpel? Senator Watson, on House Bill 733. Oh. Senator Karpel, on House Bill 731. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 731.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpel.

SENATOR KARPIEL:

Thank you -- thank you, Madam President. I'm sorry, I wasn't in my seat. House Bill 731 amends the Sex Offender and Child Murderer Community Notification Law. It requires the Department of State Police to make the information contained in the Statewide Sex Offender Database accessible on the Internet by means of a hyperlink. It requires the State Police also to include photographs in the Statewide Sex Offender Database. And it also

allows the sheriffs and municipal police departments to publish photographs of sex offenders in the local newspapers if the victim of the sex offender is under the age of thirteen. And I ask for your Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 731 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 731, having received the required constitutional majority, is declared passed. Senator Watson, on

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House Bill 733. Senator Petka, on House Bill 774. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 774.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Petka.

SENATOR PETKA:

Thank you, Madam President, Members of the Senate. House Bill 774 would authorize a court to sentence an individual to -- to restitution even if that offense did not occur under the Criminal Code. This bill is in direct response to an Appellate Court decision in which it held that trial courts are not authorized to order restitution in offenses which involve the Motor Vehicle Code. This bill would -- would change that -- that ruling. I believe it is -- it's appropriate, and I would urge its adoption.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 774 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 774, having received the required constitutional majority, is declared passed. Senator Watson, on House Bill 777. Out of the record. Senator Burzynski, on House Bill 799. Senator Maitland, on House Bill 809. Senator O'Malley, on House Bill 819. Senator Dillard, on House Bill 833. Senator Jacobs, on House Bill 835. Senator Geo-Karis, on House Bill 845. Senator Watson, on House Bill 878. Senator Philip, on House Bill 953. Senator Parker, on House Bill 1102. Read the bill, Madam Secretary.

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ACTING SECRETARY HAWKER:

House Bill 1102.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Yes, all this bill does is say that if a sign isn't completely done toward specifications, that is not something that can be brought up in court, as far as a person not being responsible if they have parked in a handicapped space and they should not have. They should still be paying that fine and should still be responsible. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 1102 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 1102, having received the required constitutional majority, is declared passed. Senator Robert Madigan, on House Bill 1113. Senator Dillard, on House Bill 1117. Senator O'Malley, on House Bill 1134. Senator Judith Myers, on House Bill 1162. Senator Watson, on House Bill 1163. Read the bill, Madam

Secretary.

ACTING SECRETARY HAWKER:

House Bill 1163.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Watson.

SENATOR WATSON:

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Yes, thank you very much, Madam President. This does amend the Oil Spill Responders Liability Act and puts it into compliance with the National Contingency Plan. The bill was debated in the Revenue Committee. There was -- pardon me, Energy and Environment Committee. There was no objection, and I would ask for favorable support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there -- is there discussion? Is there discussion? If not, the question is, shall House Bill 1163 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes,

no Nays, no Members voting Present. House Bill 1163, having received the required constitutional majority, is declared passed. Senator Walsh, for what purpose do you arise, sir?

SENATOR T. WALSH:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR MAITLAND)

Please state your point.

SENATOR T. WALSH:

Thank you. Today is the third annual trip of the Westchester Chamber of Commerce and their friends to Springfield, and they are sitting in the President's Gallery. They are led by Bill Ernst, and I would like them to stand and please be recognized by the Senate. Welcome.

PRESIDING OFFICER: (SENATOR MAITLAND)

Will our guests in the gallery please rise and be recognized by the Senate? Welcome to Springfield. House Bill 1175. Senator Luechtefeld? Senator Luechtefeld? Senator Luechtefeld. Out of the record. House Bill 1177. Senator Syverson. Out of the record. House Bill 1188. Senator Donahue. House Bill -- all right, Ladies and Gentlemen, we're going to stand at ease for a

few moments. Rules Committee will be meeting.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR MAITLAND)

Committee Reports.

ACTING SECRETARY HAWKER:

Senator Weaver, Chairman of the Committee on Rules, reports that the following Legislative Measures have been assigned: Refer to Commerce and Industry Committee - Senate Amendments 2 and 3 to House Bill 1959; refer to Education Committee - Senate Amendment No. 2 to House Bill 17, Senate Amendment No. 1 to House Bill 230, Senate Amendment No. 2 to House Bill 878, Senate Amendment No. 1 to House Bill 1274, Senate Amendment No. 2 to House Bill 1670, Senate Amendment No. 2 to House Bill 1812, and Senate Amendment No. 2 to House Bill 2733; refer to Environment and Energy Committee - Senate Amendment No. 1 to House Bill 287, Senate Amendment No. 1 to House Bill 379, Senate Amendment No. 1 to House Bill 1409, and Senate Amendment No. 2 to House Bill 2031; refer to Executive Committee - Senate Amendment No. 2 to House Bill 452, Senate Amendment No. 2 to House Bill 702, Senate Amendment No. 2 to House Bill 953, Senate Amendment No. 2 to House Bill 1464, and Senate Amendment No. 2 to House Bill 2283; refer to Insurance and Pensions Committee - Senate Amendment No. 1 to House Bill 1348, Senate Amendments 1 and 2 to House Bill 1697, Senate Amendment No. 2 to House Bill 2166, Senate Amendment No. 2 to House Bill 2271, Senate Amendment No. 2 to House Bill 2713; refer to Judiciary Committee - Senate Amendment No. 2 to House Bill 31, Senate

Amendment No. 2 to House Bill 90, Senate Amendment No. 1 to House Bill 105, Senate Amendment No. 1 to House Bill 526, Senate Amendment No. 2 to House Bill 777, Senate Amendment No. 1 and 2 to

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Senate Amendment No. 2 to House Bill 134, Senate Amendments 1 and 2 to House Bill 305, Senate Amendment No. 1 to House Bill 542, Senate Amendment No. 1 to House Bill 1695, Senate Amendment No. 2 to House Bill 1778, Senate Amendment No. 1 to House Bill 1978; refer to State Government Operations Committee - Senate Amendment Nos. 1 and 2 to House Bill 2081, and Senate Amendment No. 2 to House Bill 2088; refer to Transportation Committee - Senate Amendment No. 1 House Bill 604, and Senate Amendment No. 1 to House Bill 2355; Be Approved for Consideration - Senate Amendment No. 1 to House Bill 161, Senate Amendment No. 1 to House Bill 306, Senate Amendment No. 1 to House Bill 371, Senate Amendment No. 2 to House Bill 523, Senate Amendment No. 2 to House Bill 1117, Senate Amendment No. 2 to House Bill 1268, Senate Amendment No. 1 to House Bill 1318, Senate Amendment No. 1 to House Bill 1538, Senate Amendment No. 2 to House Bill 2038, Senate Amendment No. 2

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to House Bill 2042, Senate Amendment No. 1 to House Bill 2263, Senate Amendment No. 1 to House Bill 2264, and Senate Amendment No. 2 to House Bill 2574.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Ladies and Gentlemen, in case any of you were

listening, that was the report from the Rules Committee. Those were the amendments that have been -- have been filed. Committees will start at 1 o'clock this afternoon and you will find the location of the committees on the board outside the Senate Chambers. You will be responsible for finding where your committees are going to meet. There will be no announcement on the Floor. Senator Parker, for what purpose do you rise?

SENATOR PARKER:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point.

SENATOR PARKER:

I would like to introduce, up in the gallery over there, Solomon Schechter School, which is from Northbrook. And could they please rise and be recognized by the Senate?

PRESIDING OFFICER: (SENATOR MAITLAND)

Will our guests in the gallery please rise and be recognized by the Senate? Welcome to Springfield. All right. Bottom of page 8 is House Bill 1194. Senator Cronin. House Bill 1232. Senator Obama. Senator Obama on the Floor? House Bill 1252. Senator Tom Walsh. Out of the record. House Bill -- top of page 9. House Bill 1261. Senator Watson. Senator Watson? Out of the record. House Bill 1274. Senator Cronin. House Bill 1278. Senator Bowles. Senator Bowles? House Bill 1286. Senator Petka. Senator Petka on the Floor? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1286.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Petka.

SENATOR PETKA:

Thank you very much, Mr. President and Members of the Senate. This bill is in response to the Seventh Circuit's decision dealing with gifts that are made by assignment of beneficial interests in a land trust. The practical effect of that decision would be that a favorite device of farmers in the State of Illinois, that is, using a -- placing the family farm in a land trust, for all intents and purposes, would be eliminated. This legislation not only clarifies but overrules the way that -- or, in my opinion, clarifies what has been uniformly thought to be the -- the law in the State of Illinois. I know of no opposition and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1286 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record,

Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 1286, having received the required constitutional majority, is declared passed. With leave of the Body, the Chair missed a signal from Senator Watson, that was my error, so we will return to the top of page 9, House Bill 1261. Senator Watson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1261.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Senator Watson.

SENATOR WATSON:

Thank you very much. I appreciate that courtesy. This legislation will make assessments of federally subsidized Section 515 rural rental housing facilities uniform throughout the State. Since the limited income restriction significantly affect the market value, this bill directs local assessors to use the income approach in determining value, rather than cost. This approach is already used in some areas of the State and it'll just -- this

merely standardizes the practice. I know of no objection.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Lauzen.

SENATOR LAUZEN:

Just a question for the sponsor.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Lauzen.

SENATOR LAUZEN:

This is the same bill that Senator Clayborne had yesterday, perhaps, in Cook County?

PRESIDING OFFICER: (SENATOR MAITLAND)

...Watson.

SENATOR WATSON:

I believe that bill had to do with income credits. This is not the same bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator -- Senator Lauzen.

SENATOR LAUZEN:

Thank you, Mr. President. The -- then the -- the question: By using the income approach, which -- rather than comparable market values, and when we use the income approach, it's revenue from the rental properties minus the expenses. If more of the expenses go to interest, won't that encourage the owners or the people who

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invest in low-income housing, won't that encourage people to more highly leverage their -- their properties, their investments?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

The federal law dictates how that formula is for reimbursement.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Lauzen.

SENATOR LAUZEN:

My understanding is that this is a bill that has to do with how assessors locally will assess a piece of property and they'll be able to use the income method. Again, if part of what is used to -- to deduct the amount of income a property earns is the interest on a loan, it would seem to me that the more you leverage a piece of property, the more you can drive your assessment for property taxes down.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

Senator, I'm sorry, but we're not -- we're not impacting how the formula is to derive what would be considered income. That's already established. This doesn't affect that.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Lauzen.

SENATOR LAUZEN:

...believe that in the -- I thought that in the description of the bill, that you said that this bill makes it uniform across the entire State that the assessors will use the income approach to assess low-income housing properties. Did I misunderstand that?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

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SENATOR WATSON:

That is correct.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Lauzen.

SENATOR LAUZEN:

Would it be possible that we could carry on this conversation in more -- more detail? This is -- this question about increasing the amount of leverage, I -- I do think that I understand the proposal that was made and I -- I might misunderstand it. But when I ask the question, I'm -- I'm becoming more confused by the answers to those questions. If this is a bill that requires county assessors to use the income approach, then the more leverage a person uses, an owner or an investor in low-income housing, the more leverage they use, the higher the interest

expense, which means the lower the property tax, which I would suggest also makes it a more risky investment...

PRESIDING OFFICER: (SENATOR MAITLAND)

What -- Senator Lauzen.

SENATOR LAUZEN:

I would ask -- I would ask -- that's my understanding of what this bill does, but I'm getting that there's both a yes answer and a no answer. I would request that unless there's a rush that this get done today, if maybe you and I could talk about the -- what's being proposed?

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there further -- out of the record, Senator Watson? All right. All right. All right. That bill is out of the record. House Bill 1304. Senator Dillard. House Bill 1317. Senator Berman. Senator Berman? 1317. House Bill 1318. Senator Luechtefeld. Senator... House Bill -- House Bill 1392. Senator Bowles. Senator Bowles on the Floor? Senator Bowles. House Bill 1464. Senator Dillard. House Bill 1532. Senator Rauschenberger.

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Senator Rauschenberger. House Bill 1534. Senator Rauschenberger.
House Bill 1538. Senator Larry Walsh. Out of the record. All

right. House Bill 1581. Senator Robert Madigan. Senator Robert Madigan. House Bill 1598. Senator Madigan. House Bill 1617. Senator Viverito. Top of page 10 is House Bill 1670. Senator Cronin. House Bill 1676. Senator Fawell. Senator Fawell. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1676.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is the intermodal bill. Intermodal are those trains that have the boxes, steel boxes, and then they are placed on the chassis of a -- of a trailer. Basically what the bill says is that the person that owns or leases the equipment of the chassis is responsible for the maintenance of that chassis. For the purpose of legislative intent, I would like to say that this bill in no way means to relieve the driver of a truck from adequately inspecting a vehicle before he leaves the railroad yard. Additionally, nothing in this bill would prevent a railroad and a motor carrier from agreeing to a different allocation of responsibility for compliance of the vehicle's safety requirements, or remove any provisions concerning contractual agreements for long-term leasing of equipment and the maintenance of such equipment. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Shadid.

SENATOR SHADID:

Yes. Will the sponsor yield?

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PRESIDING OFFICER: (SENATOR MAITLAND)

She indicates she will yield, Senator, just as soon as the Chamber quiets down just a little bit, please. Please. Senator Shadid.

SENATOR SHADID:

Senator Fawell, are the railroad folks still opposed to this, or...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

We have been meeting with the railroads. In fact, we met with them for two hours again this morning. I think they finally understand the problem. The problem really is not with railroad equipment or with trucking equipment. As it turns out, the problem lies with the ships -- the shipping. Quite often these are foreign corporations that buy these chassis. They are not maintaining them, nor are they having anybody inspect them. We are trying to get to those ship owners and tell them, you've got

to maintain this equipment because it's going out on our roads in poor condition, and -- and we are trying to get to the source of the -- of the problem with this bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Shadid.

SENATOR SHADID:

Yes. I think, if my memory serves me correct, they were concerned about the liability issue, the railroads were.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

There -- there's only one railroad that I've been told of that actually owns equipment. That's the CSX. The rest of the equipment, as I said, is -- most of the rest of the equipment is

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owned by these -- by these shippers, these foreign -- they bring them in by boats, by ships. And -- and -- and the chassis are owned by them. They're the ones that will be held liable.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? If not, the question is, shall House Bill 1676 pass. Those in favor will vote Aye. Opposed, Nay. The

voting is open. Have all voted who wish? Have all voted who wish?
Have all voted who wish? Take the record, Madam Secretary. On
that question, there are 59 Ayes, no Nays, no Members voting
Present. House Bill 1676, having received the required
constitutional majority, is declared passed. House Bill 1688.
Senator Lisa -- Senator Peterson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1688.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 1688 amends the Real
Property Conservation Rights Act to provide that a conservation
right grant shall be valid for the period specified in the
instrument by which it is created. I know of no opposition to
this bill, and I ask for your support of House Bill 1688, as
amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the
question is, shall House Bill 1688 pass. Those in favor will vote
Aye. Opposed, Nay. The voting is open. Have all voted who wish?
Have all voted who wish? Have all voted who wish? Take the
record, Madam Secretary. On that question, there are 58 Ayes, no
Nays, no Members voting Present. House Bill 1688, having received

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the required constitutional majority, is declared passed. House Bill 1695. Senator Peterson. Out of the record. House Bill 1697. Senator Tom Walsh. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1697.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR T. WALSH:

Thank you. Thank you, Mr. President. House Bill -- oh, I'm sorry. It's 1697. Yeah. Out -- out of the record.

PRESIDING OFFICER: (SENATOR MAITLAND)

Out of the record. House Bill 1700. Senator Petka. Senator Petka. Thank you. House Bill 1723. Senator Jacobs. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1723.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 1723 amends the Illinois Public Labor Relations Act providing for an exemption for local governments who have less than thirty-five employees at the time the Petition for Certification or Representation is filed with the Board. The exemption, however, does not apply to units of local government who have collective bargaining units certified by the Board at thirty-five, but then fall under that -- that number. This is in response to a court case in southern Illinois. And it come out of

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the committee unanimously, and I ask for your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1723 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. House Bill 1723, having received the required constitutional majority, is declared passed. House Bill 1740. Senator Tom Walsh. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1740.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Tom Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. House Bill 1740 provides that persons already exempt from the Act's registration and bonding requirements are also exempt from other sections of the Act. The bill is the product of the Illinois Mortgage Bankers Association and the Securities Division of the Secretary of State's Office. I know of no opposition and would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1740 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 1740, having received the required constitutional majority, is declared passed. Senator Munoz, for what purpose do you arise, sir?

SENATOR MUNOZ:

For the point of personal privilege.

PRESIDING OFFICER: (SENATOR MAITLAND)

Please state your point.

SENATOR MUNOZ:

Mr. President and Members of the Senate, here with me today, behind me on my right-hand side in the gallery, is John Walsh Elementary School with their eighth grade class; along with them, their Principal, Ronald Clayton. If we can give them a welcome.

PRESIDING OFFICER: (SENATOR MAITLAND)

Will our guests in the gallery please rise and be recognized by the Senate? Welcome to Springfield. Please rise. Welcome. Senate {sic} Bill 1743. Senator Tom Walsh. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1743.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. House Bill 1743 - let me explain - under current law, any assessor, deputy assessor or member of a board of review who has been awarded a Residential -- Evaluation Specialist certificate by the International Association of Assessing Officers but has not been awarded a Certificate {sic} (Certified) Assessment Evaluator certificate is eligible to

receive two hundred and fifty dollars per year from funds appropriated by the Illinois Department of Revenue. This bill would add an Assessment Administration Specialist and a Cadastral Mapping Specialist to that stipend. I'd be happy to answer any questions.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1743 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 48 Ayes, 9 Nays, 1 Member voting Present. House Bill 1743, having received the required constitutional majority, is declared passed. House Bill 1762. Senator Cronin. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1762.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President. House Bill 1762 seeks to amend the Alcoholism and Other Drug Abuse and Dependency Act. It provides that an addict or alcoholic in a designated program - TASC, for example - shall be monitored by the probation department and subject to any available terms and conditions of probation. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1762 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 1762, having received the required constitutional majority, is declared passed. House Bill 1780. Senator Burzynski? Senator Burzynski? Out of the record. House Bill 1816. Senator Petka. Senator Petka on the

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Floor? 1816? All right. Out of the record. House Bill 1832. Senator Syverson. Out of the record. House Bill 1841. Senator Dillard. Out of the record. House Bill 1860. Senator Bomke.

All right. Top of page 11 is House Bill 1863. Senator Luechtefeld. House Bill 1869. Senator Shadid. Senator Shadid? All right. House Bill 1879. Senator Robert Madigan. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1879.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Robert Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President, Members of the Senate. House Bill 1879 amends the Pharmacy Practice Act to require that the -- DPR to provide rules and regulations for pharmacies that are going to provide or are providing services via the Internet. I know of no opposition to House Bill 1879 -- 1879 and would ask for its support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is -- is there discussion? Is there discussion? If not, the question is, shall House Bill 1879 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 57 Ayes, no Nays, 1 Member voting Present. House Bill 1879, having received the required constitutional majority, is declared passed. House Bill 1926. Senator Sullivan. House Bill 1935. Senator Sullivan. House Bill 1966. Senator Petka. Out of the record. House Bill 1978. Senator Berman. Senator Berman? Read the bill, Madam Secretary.

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ACTING SECRETARY HAWKER:

House Bill 1978.

PRESIDING OFFICER: (SENATOR MAITLAND)

Whoop! Senator Berman.

SENATOR BERMAN:

Mr. -- Mr. President, I think there's an amendment that has been moved out to the Floor. I don't know if you want to take that yet. Okay. Then skip the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Out of the record. Thank you, Senator. House Bill 2008. Senator Cronin. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2008.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a bipartisan effort to stimulate some development in an

area that is in need of development. Creates a -- a five-member board which shall serve staggered three-year terms and serve without compensation over this Authority to relocate railroad tracks and right-of-way on 25th Avenue. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 2008 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, 5 Nays, no Members voting Present. House Bill 2008, having received

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the required constitutional majority, is declared passed. House Bill 2023. Senator Molaro. Senator Molaro? Out of the record. House Bill 2042. Senator Munoz. Senator Munoz? Okay. All right. Thank you. House Bill 2081. Senator Shadid. Senator Shadid, on 2081? Thank you. House Bill 2088. Senator Dillard. House Bill 2147. Senator Clayborne. Senator Clayborne? Okay. House Bill 2166. Senator Robert Madigan. All right. Ladies and Gentlemen, if I could have your attention, please. To assist you

with the committee schedule, I believe that there is a committee schedule that has been, or will be -- it is on your desk now. There is a committee schedule on your desk for your convenience, so you'll be able to tell where your committees are. And it is the intent of the Chair to recess momentarily and reconvene at 4:30 p.m. this afternoon, after the committee hearings are finished. Is there any further business to come before the Senate at this point? Any announcements? Anything? If not, the committee {sic} will stand in recess till the hour of 4:30 p.m.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WEAVER)

...will be in order. For what purpose Senator Donahue arise?

SENATOR DONAHUE:

...you very much, Mr. President. I would like to announce a Republican Caucus immediately - immediately - in Senator Philip's Office. Republican Caucus.

PRESIDING OFFICER: (SENATOR WEAVER)

There'll be a Republican Caucus in Senator Philip's Office immediately. The Senate will stand in recess for approximately half hour.

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(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR MAITLAND)

Senate will come to order. Mr. Secretary, have there been any motions filed?

SECRETARY HARRY:

Yes, Mr. President. Senator Cronin's filed a motion with respect to House Bill 2008.

PRESIDING OFFICER: (SENATOR MAITLAND)

Mr. Secretary, the Chair requests that these motions be printed on the Calendar. It's so ordered. A Message from the House.

SECRETARY HARRY:

Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 19, with House Amendments 1, 2 and 3.

We have like Messages on the following Senate bills with House amendments: 24, with Amendment 1; 79 and 146, with Amendment 1; 203 and 287, with Amendments 1 and 2; 321 and 376, with Amendment 1; 441, with Amendments 1, 2 and 3; 496, with Amendment 1; 648 and 658, with Amendments 1 and 2; 680, with Amendments 1, 2 and 3; 749, with Amendment 1; 800, with Amendments 1 and 2; 849, with

Amendments 1, 2, 3 and 4; 1029, with Amendment 1; 1030, with Amendments 1 and 2; and 1148, with Amendment 1.

All passed the House, as amended, May 12th, 1999.

Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the

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concurrence of the Senate, to wit:

House Joint Resolution 17.

Adopted by the House, May 5th, 1999. It's substantive.

PRESIDING OFFICER: (SENATOR MAITLAND)

...Reports.

SECRETARY HARRY:

Senator Syverson, Chair of the Committee on Public Health and Welfare, reports Senate Amendment 1 to House Bill 1232, Amendment 1 to House Bill 1617, Amendment 1 to House Bill 1713, Amendment 1 to House Bill 1773, and Amendment 1 to House Bill 1832, all Be Adopted.

Senator Fawell, Chair of the Committee on Transportation,

reports Senate Amendment 1 to House Bills 604 and 2355, both Be Adopted.

Senator Dillard, Chair of the Committee on Local Government, reports Amendments 3 and 4 to House Bill 845 Be Approved for Consideration; Amendment 3 to House Bill 2005, Amendment 1 to House Bill 2008 and Amendment 1 to House Bill 835, all Be Approved for Consideration.

Senator Robert Madigan, Chair of the Committee on Insurance and Pensions, reports Amendment 1 to House Bill 1348 Be Adopted; Amendments 1 and 2 to House Bill 1697, Amendments 1 and 2 to House Bill 2166, and Amendment 2 to House Bill 2271 and also 2713, all Be Adopted.

Senator Mahar, Chair of the Committee on Environment and Energy, reports Senate Amendment 1 to House Bill 287, 379 and 1409 and Senate Amendment 2 to House Bill 2031, all Be Adopted.

Senator Cronin, Chair of the Committee on Education, reports Amendment 2 to House Bill 17, Amendment 1 to House Bill 230, Amendments 2 to House Bill -- House Bills 878 and 1670 and 1812, and Amendment 1 to House Bill 2218, all Be Adopted.

Senator Tom Walsh, Chair of the Committee on State Government

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Operations, reports Senate Amendments 1 and 2 to House Bill 2081 Be Adopted.

Senator Peterson, Chair of the Committee on Revenue, reports Amendment 2 to House Bill 134, Amendments 1 and 2 to House Bill 305, Amendment 1 to House Bill 542, and Amendment 1 to House Bill 1695, Amendment 2 to House Bill 1778, and Amendment 1 to House Bill 1978, all Be Approved for Consideration.

Senator Klemm, Chair of the Committee on Executive, reports Amendments 2 to House Bill 452, 702, 953, 1464 and 2283, all Be Approved for Consideration.

Senator Lauzen, Chair of the Committee on Commerce and Industry, -- reports Senate Amendment 2 to House Bill 1959, and Amendment 3 to House Bill 1959 Be Adopted.

Senator Burzynski, Chair of the Committee on Licensed Activities, reports Amendment 2 to House Bill 245, Amendments 2, 3, 4 and 5 to House Bill 619, and Amendments 1 to House Bill 1805 and 1860, all Be Adopted.

And Senator Hawkinson, Chair of the Committee on Judiciary, reports Amendment 2 to House Bill 90, Amendment 2 to House Bill 777, Amendments 1 and 2 to House Bill 839, Amendment 1 to House Bill 935 {sic} (934), Amendment 1 to House Bill 1162, Amendment 2 to House Bill 1194, Amendment 1 to House Bill 1304, Amendment 2 to House Bill 1720, and Amendment No. 1 to House Bill 1863, along with Amendments 1 and 2 to House Bill 2103, all Be Approved for Consideration.

PRESIDING OFFICER: (SENATOR MAITLAND)

Ladies and Gentlemen, if I could have your attention, please. It is the intent of the Chair to start on page 14 and go through House Bills 2nd Reading. We still have a number of bills on 2nd

Reading and would suggest that the Members move those bills, and then we'll go to the Order of House Bills 3rd Reading and do recalls. Recalls. All right. Mr. Secretary, on page 14, House

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Bills 2nd Reading. House Bill 90. Senator Clayborne. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 90.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Clayborne.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President. Senate Amendment No. 2 allows where -- in a situation where there's a minor under the age of

seventeen who has been arrested or taken into custody for a crime, the victim of the offense can petition the court for release of the minor's information. Upon the victim showing by clear and convincing evidence that -- that that information is necessary for civil suit or for the protection of the victim's person or property, the court may order a law enforcement agency to disclose the name and address of the minor or the minor's parents or guardian to the victim.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, Senator Clayborne has moved the adoption of Floor Amendment No. 2 to House Bill 90. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the motion is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 105. Senator Clayborne. Out of the record. House Bill 134. Senator Lauzen. Senator Lauzen on the Floor? Out of the record. House Bill 154. Senator Lauzen. Out of

the record. House Bill 161. Senator Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 161.

(Secretary reads title of bill)

2nd Reading of the bill. ...committee amendments on the bill, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Robert Madigan. Out of the record? Senator Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 to House Bill 161 is a technical amendment and I would ask for its approval.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan has moved the adoption of Floor Amendment No. 1 to House Bill 161. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the motion is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

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3rd Reading. Top of page 15 is House Bill 236. Senator Shaw. Senator Shaw? Read the bill, Mr. Secretary. Out of the record. Out of the record. House Bill -- House Bill 305. Senator Radogno. Senator Radogno. Out of the record. House Bill 306. Senator Radogno. House Bill 429. Senator Tom Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 429.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Senate {sic} Bill 462. Senator O'Malley. Senator O'Malley. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 462.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 470. Senator Petka. Senator Petka? ...leave of the Body, we'll go back to House Bills {sic} 236. Senator Shaw. I'm sorry, Mr. Secretary. Read the bill, Mr.

Secretary.

SECRETARY HARRY:

...Bill 236.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Let me -- Ladies and Gentlemen, I know it's late. It's been a long day, but here's a problem: If you overlook your bill on 2nd Reading and we move forward, then you ask us to go back, it's very difficult for the Secretary. So please -- we're really going to insist on some attention here

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tonight. Now, make our job easier up here, please. House Bill 472. Senator... Read the bill, Mr. Secretary. House Bill 472.

SECRETARY HARRY:

House Bill 472.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government Operations adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for

consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 485. Senator Tom Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 485.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 487. Senator Dillard. Senator Dillard. Out of the record. House Bill 520. Senator Parker. Senator Parker. Senator Parker. Please. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 520.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 526. Senator Dudycz. Senator Dudycz. Senator Dudycz. Out of the record. House Bill 542. Senator Burzynski. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

House Bill 542.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senators Burzynski and Bomke.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. Floor Amendment No. 1 becomes the bill, and basically allows for manufacturers of automobiles to donate those to school districts without having to pay a user's tax on -- a use tax on them.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski has moved the adoption of Floor Amendment No. 1 to House Bill 542. Is there discussion on the motion? Hearing none, all those in favor, signify by saying Aye. Opposed, same sign. Motion carried. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 578. Senator Rauschenberger. Read

the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 578.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

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3rd Reading. Top of page 16 is House Bill 619. Senator Burzynski. Senator Burzynski. Out of the record. House Bill 658. Senator Karpiel. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 658.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Commerce and Industry adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 737. Senator Emil Jones. Senator Emil Jones on the Floor? Out of the record. House Bill 839. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 839.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

There been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

Thank you, Mr. President. Senate {sic} Bill 839 started out as the taking the identity of another person. The committee and the Chair asked that we amend it to have language that's similar to what's passed the Senate before, and that's including all the

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provisions in it that we talked about. And Amendment No. -- well, I ask for its adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm has moved the adoption of Floor Amendment No. 1 to House Bill 839. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any other -- further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

And Amendment No. 2, Mr. President, is from the Retail Merchants, requesting that this amendment would allow a person requesting credit on behalf of their spouse would not be liable under this law. It's agreed by all and I ask for your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Klemm has moved the adoption of Floor Amendment No. 2 to House Bill 839. Those in favor, say Aye. Opposed, Nay. Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 934. Senator Radogno. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 934.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

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...Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno.

SENATOR RADOGNO:

Thank you. Floor Amendment No. 1 clarifies some language in the bill, per the request of the committee, to clarify what the circuit court clerks may actually assist nonpublic aid recipients of child support issues with.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno has moved the adoption of Floor Amendment No. 1 to House Bill 934. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1234. Senator Tom Walsh. Senator Tom Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1234.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Commerce and Industry adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

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3rd Reading. House Bill 1268. Senator Peterson. Senator Peterson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1268.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Revenue adopted

Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. Amendment 2 adds a ten-year sunset to the legislation.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson has moved the adoption of Floor Amendment No. 2 to House Bill 1268. Those in favor, say Aye. Opposed, Nay. Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1279. Senator Noland. Senator Noland, on 1279? Out of the record. House Bill 1281. Senator Sullivan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1281.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

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PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1281. Senator Sullivan. I'm -- I beg your pardon. Senate Bill -- House Bill 1285. Senator Petka. Senator Petka. Out of the record. House Bill 1348. Senator Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1348.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

There been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Robert Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President. Floor Amendment No. 1 is an initiative of the Department of Insurance, and couple succeeding amendments after this. And I would ask for its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan has moved the adoption to Floor Amendment No. 1 to House Bill 1348. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further

Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill -- with leave of the Body, we'll return to House Bill 1383. House Bill 1409. Senator Rauschenberger. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill -- House Bill 1409.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Rauschenberger. ...the record, Mr. Secretary. House Bill 1443. Senator Mahar. Senator Mahar. House Bill 1622.

Senator Parker. Senator Parker. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1622.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance and Pensions adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. On top of page 17 is House Bill 1713. Senator Radogno. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1713.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. Floor Amendment No. 1 changes the rate at which the Medicaid eligibility will be increased for the elderly and disabled from one hundred percent to seventy-seven percent this year and one hundred next year.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno has moved the adoption of Floor Amendment No. 1 to House Bill 1713. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1720. Senator Syverson. Senator Syverson. Out of the record. House Bill 1769. Senator Silverstein. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1769.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1773. Senator Syverson. Out of the record. House Bill 1774. Senator Karpel. Read the bill, Mr.

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Secretary.

SECRETARY HARRY:

House Bill 1774.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1778. Senator Emil Jones. Someone... Senator Demuzio, you asked me about Senator Jones' bills. You want -- somebody going to handle it? Out of the record. House Bill 1805. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1805.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1812. Senator Lauzen.

SECRETARY HARRY:

...me, Mr. President. There is an amendment on House Bill 1805. Amendment No. 1, offered by Senator Sieben.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. The Floor Amendment No. 1 embodies four changes that were requested at the Licensed Activities Committee: one, to exempt licensed auctions and auctioneers; two, to provide a person under the age of eighteen permission to sell items at auction; three, to provide the use of oral contracts in certain situations; and four, to address the issue of Internet auctions. I'd move for its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Sieben has moved the adoption of Floor Amendment No. 1

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to House Bill 1812 {sic}. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. With leave of the Body, we will return to House Bill 1778. Senator Jones is -- is in conference right now. Senator Obama is going to handle that bill. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1778.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Revenue adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Jones.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Obama is recognized.

SENATOR OBAMA:

Thank you very much, Mr. President. This amendment basically clarifies some language with respect to potential liability on a declaration on a transfer tax title. And I would ask for -- that this amendment be attached.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Obama has moved the adoption of Floor Amendment No. 2 to House Bill 1778. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for

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consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1812. Senator Lauzen. Senator
Lauzen. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1812.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted one
amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for
consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Lauzen.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Lauzen.

SENATOR LAUZEN:

Thank you -- thank you, Mr. President. Senate Amendment No. 2

clarifies that the responsibility of equipping public access computers with software that seeks to prevent minors from gaining access to explicit sexual material is the responsibility of the local school district. And in addition, the effective date is changed to January 1st, of 2000.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Lauzen has moved the adoption of Floor Amendment No. 2 to House Bill 1812. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. The Aye have it. And the amendment is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1825. Senator Sieben. Out of the record. House Bill 1897. Senator Donahue. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1897.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1959. Senator Robert Madigan. Beg your pardon. Senator Halvorson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1959.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Commerce and Industry adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Halvorson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Halvorson.

SENATOR HALVORSON:

Thank you, Madam -- or, Mr. President, Members of the Senate.

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Today we accepted Senate Amendment No. 3 and it does a couple of things. It deletes the entities who contribute money, goods and services to the grantees and contractors from the provisions of the bill, which was asked for by the providers, as was the other that deletes the words of "directly or indirectly" from the definition from -- of the "State funds" and throughout the bill, those words were -- were taken out. It also deletes the provision allowing labor organizations to file civil actions on behalf of the State of Illinois. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Halvorson has moved the adoption of Floor Amendment No. 3 to House Bill 1959. Discussion of the motion? If -- Senator Lauzen, for what purpose do you arise?

SENATOR LAUZEN:

Mr. President, I'm -- I'm under the impression that there is a fiscal note filed.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator, we're going to get -- we'll -- that will be -- yes. Thank you for reminding us of that. Senator Halvorson has moved the adoption of Floor Amendment No. 3 to House Bill 1959. Those in favor will say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. There been any further Floor amendments approved for...

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

The bill will remain on 2nd -- bill will remain on 2nd Reading; a fiscal note has been filed. Yes. Okay. Fine. Thank you. Senator Welch, for what purpose do you arise, sir?

SENATOR WELCH:

For a point of order on the last bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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State your point.

SENATOR WELCH:

By reading the statute, it would -- appears to us that the fiscal note can only be applied during the house of origin -- on 2nd Reading of the house of origin. So the -- the Section is 25 ILCS 50/1 that says, "Every bill, except those making a direct appropriation...to require the expenditure of their own funds...or to increase or decrease the revenues...shall have prepared for it prior to second reading in the house of introduction a brief explanatory statement or note which shall include a reliable estimate of the anticipated change in State, local government {sic} (governmental), school district, or community college

district expenditures or revenues..." It is our feeling that this should only apply to the house of origin, not on the house after it passes out of the house of origin. So we would ask that the bill be moved to 3rd Reading.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Welch, we would refer you to Section 7, and I assume we are on page 1309 in the Fiscal Note Act: "...like manner, whenever any measure is amended on the Floor of either house in such manner as to substantially affect the costs therefore {sic} (thereof) or the revenues to be derived thereunder as stated..." and it goes on. So the bill was substantially amended and -- and a fiscal note was requested. Senator Welch.

SENATOR WELCH:

I've been advised that a fiscal note has been filed on the second amendment. The third amendment that was added is a technical amendment. So if the clerk would check to see if there is a fiscal note on file on the second amendment, that would seem to comply with the -- with the reading.

PRESIDING OFFICER: (SENATOR MAITLAND)

The fiscal note is on Amendment No. 3. Senator Welch.

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SENATOR WELCH:

The fiscal note was filed on the second or third amendment. Which was the fiscal note request filed on, the second or third amendment? Is there a differential there?

PRESIDING OFFICER: (SENATOR MAITLAND)

It was -- it is on No. 3, Senator Welch. Yes. Yes, sir. Senator Welch, please.

SENATOR WELCH:

It was filed on the third, as well, and requested on the third?

PRESIDING OFFICER: (SENATOR MAITLAND)

That is correct. Yes, sir.

SENATOR WELCH:

Well -- well, we're not sure why it's being held then if it's been requested and filed, because...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Welch, we have no answer on -- on Amendment No. 3 at this point. Senator Welch, we -- we, at this point, believe that it -- it is a substantial amendment and therefore would -- would qualify and the -- and the fiscal note has not been responded to. Let me -- let us move on. The bill will remain on 2nd Reading. All right. House Bill 2005. Senator Trotter. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2005.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

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Amendment No. 3, offered by Senator Trotter.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President and Members of the Senate. Senate Amendment No. 3 is a City of Chicago initiative that adds that after redistricting, a person may be eligible for the office of alderman of any ward that contains a part of the ward which he or she resided in at the time of redistricting. It also requires that a person who does not reside within the ward to reside within that ward within twelve months following the election, or the alderman will be considered to have been removed from his residence from the ward.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Trotter has moved the adoption of Floor Amendment No. 3 to House Bill 2005. Is there discussion? If not, all those in favor, signify by saying Aye. Opposed, Nay.

The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Bottom of page 17 is House Bill 2031. Senator Radogno. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2031.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Environment and Energy adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

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SECRETARY HARRY:

Amendment No. 2, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. Floor Amendment No. 2 does four things. Most significantly, it removes random testing from the diesel emissions program - the proposed program. It makes provisions for emergency vehicles. It exempts farm-plated vehicles, and finally, it allows official testing stations may file with the Department of Transportation for a rate increase for performing the tests.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno has moved the adoption of Floor -- Floor Amendment No. 2 to House Bill 2031. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Top of page 18 is House Bill 2038. Senator O'Malley. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2038.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

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Amendment No. 2, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, this amendment is technical in nature and clarifies that the report that is provided for in the legislation is not prima facie evidence if the defendant demands live testimony. That's what the bill -- that's what the amendment's about. I'd be happy to answer any questions you have.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley has moved the adoption of Floor Amendment No. 2 to House Bill 2038. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to the Committee on Revenue - Motions to Concur with House Amendment 1 to Senate Bill 33, Amendment 1 to Senate Bill 40, House Amendment 1 to Senate Bill 468, Amendment 1 to Senate Bill 799, Amendments 1 and 2 to Senate Bill 1025; refer to the Committee on State Government Operations - the Motion to Concur with House Amendment 1 to Senate Bill 81; refer to the Committee on Transportation - Amendment 2 to House Bill 1869; and Be Approved for Consideration - Senate Amendment 3 to House Bill 134, Amendment 1 to House Bill 733, Amendment 1 to House Bill 2330, Motions to Concur with House

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Amendment 1 to Senate Bill 541, House Amendment 1 to Senate Bill 734, House Amendment 1 to Senate Bill 1107, and House Amendment 1 to Senate Bill 1183; refer to the Committee on Education - Motions to Concur with Senate -- House Amendment 1 to Senate Bill 463, and Amendments 1 and 2 to Senate Bill 529; refer to the Committee on Executive - House Bill 606, Motions to Concur with House Amendment 1 to Senate Bill 167, House Amendment 1 to Senate Bill 916, and House Amendment 1 to Senate Bill 1072; to the Committee on Judiciary - Senate Amendment 3 to House Bill 1177, Motions to --

to Concur with House Amendment 1 to Senate Bill 48, House Amendment 1 to Senate Bill 304, Amendment 1 to Senate Bill 315, Amendment 1 to Senate Bill 644, and Amendment 1 to Senate Bill 673; to the Committee on Local Government - Amendment 1 to House Bill 819; to the Committee on Public Health and Welfare - Motions to Concur with Amendment 1 to Senate Bill 13, Amendment 1 to Senate Bill 82, Amendment 1 to Senate Bill 1065, Amendment 1 to Senate Bill 1116, and Amendment 1 to Senate Bill 1117; re-referred from the Executive Committee to the Rules Committee - House Bill 606; Be Approved for Consideration - House Bill 606.

PRESIDING OFFICER: (SENATOR MAITLAND)

Top -- top of page 18 is Senate -- House Bill 2103. Senator Dudycz. Senator Dudycz. Senator Dudycz. Yeah, we did it. Yeah, we did it. House Bill 2148. Senator Clayborne. Senator Clayborne. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2148.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2163. Senator Dudycz. Senator Dudycz. Out of the record. House Bill 2219. Senator Geo-Karis. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2219.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2263. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2263.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

Thank you, Mr. President. This is a technical change, changing from ninety days to sixty days. It's the only change in

the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm has moved the adoption of Floor Amendment No. 1 to House Bill 2263. Those in favor, say Aye. Opposed -- opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2264. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2264.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1 is offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

This also, Mr. President, is a technical change, a change from ninety days to sixty days. There's no other change. I ask for your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm has moved the adoption of Floor Amendment No. 1 to House Bill 2264. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2271. Senator Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2271.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance and Pensions

adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Robert Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President. Senate Floor Amendment No. 2 is clean-up language with regards to the HIPA federal act and changes the number of classes of business from three to four. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan has moved the adoption of Floor Amendment No. 2 to House Bill 2271. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill -- 2330. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2330.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

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SECRETARY HARRY:

Amendment No. 1, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

Thank you, Mr. President. This amendment changed the word from "shall" to "may" and makes it permissive. Do ask for your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm has moved the adoption of Floor Amendment No. 1 to House Bill 2330. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2574. Senator Syverson. Out of the record. House Bill 2617. Senator Klemm. Out of the record.

House Bill 2713. Senator Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2713.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance and Pensions adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Robert Madigan.

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SENATOR R. MADIGAN:

Thank you, Mr. President. Senate Floor Amendment No. 2 to House Bill 2713 represents the agreed language for the issue of prompt pay. It's agreed to between the Med Society, the Life Insurance Council and Humana. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan has moved the adoption of Floor Amendment No. 2 to House Bill 2713. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Are there any further Floor amendments...

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2770. Senator Emil Jones. Out of the record. Thank you. Top of... Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, would I be in order to bring back a bill that's on 3rd Reading, for the purpose of an amendment?

PRESIDING OFFICER: (SENATOR MAITLAND)

Ladies and Gentlemen, it's the Chair's intent to go to the Order of 3rd Reading and deal with the bills that are on recall. So we will be starting at the top of page 5. Senator O'Malley, you will be first. Senator O'Malley, you will be second. Senator Burzynski, you will be third. Top of page 5 is House Bill 17. Senator O'Malley, do you wish this bill returned -- Senator O'Malley, you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator O'Malley seeks leave of the Body to return House Bill 17 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 17. Mr. Secretary, are there any Floor amendments approved for consideration?

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SECRETARY HARRY:

Amendment No. 2, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Floor Amendment 2 to House Bill 17 amends the transfer from Tort Immunity Fund by -- by financially distressed school districts by allowing a school district that has a population of less than fifty thousand, has sold tax anticipation warrants during the last three years before the effective date of -- of the Act, and has a tax base of more than seventy-five percent residential may by resolution of the school board make transfers. I'd be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley has moved the adoption of Floor Amendment No. 2 to House Bill 17. Is there discussion? Senator -- is there discussion? If not, those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 230. Senator O'Malley, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator O'Malley does seek leave of the Body to return House Bill 240 to the Order -- House Bill 230 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 230. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

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Amendment No. 1, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 230 represents clarifying language that was requested by our Education Committee. The underlying bill is the charter school bill from the House, and this clarifies that not more than one charter school may operate in the school district that was initiated by a board of education or by an intergovernmental agreement between or among boards of education.

Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley has moved the adoption of Floor Amendment No. 1 to House Bill 230. Is there discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Bottom of page 5 is House Bill 245. Senator Burzynski, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Burzynski does seek leave of the Body to return House Bill 245 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 245. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Burzynski.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. In reviewing this bill, we found several technical amendments that were necessary and we made them throughout the bill in Senate Floor Amendment No. 2.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski has moved the adoption of Floor Amendment No. 2 -- No. 2 to House Bill 245. Is there discussion? All those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Top page 6, House Bill 287. Senator Donahue, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Donahue does seek leave of the Body to return House Bill 287 to the Order of 2nd Reading for a purpose of an amendment. Hearing no objection, leave is granted. And on the Order of 2nd Reading is House Bill 287. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President, Ladies and Gentlemen of

the Senate. This bill -- or this amendment to House Bill 287 deals with small, rural telephones. And we've been working very hard on an agreement. We have not come to an agreement. I will not give you that impression whatsoever, but I would like to adopt this amendment and just sort of keep the process going.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue has moved the adoption of Floor Amendment No. 1 to House Bill 287. Is there discussion? I -- I'm getting to you. Senator Trotter. Is there discussion? Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President. If -- if possible, I'd like to have a roll call vote on this.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. That is -- that is in order. Is there discussion? Is there discussion? Roll call -- I'm sorry. Senator Cullerton.

SENATOR CULLERTON:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates she will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, did you -- did you want to debate this on 3rd Reading, or did you want to debate this on 2nd Reading? And if it's 2nd Reading, if we're going to have a roll call and everything, maybe you could explain what it does again. I -- I assume you just thought that we were going to move it -- adopt it by a voice vote and go to -- have the debate on 3rd Reading, but since there's been a request for a roll call, perhaps you could just explain what the amendment does, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue.

SENATOR DONAHUE:

What we're trying to do is continue the status quo. Right now the Illinois Commerce Commission has a universal fund for small, rural telephones, and it's about an eleven-million-dollar fund. And there are about forty-four small, rural telephones and they're under thirty-five thousand lines. In fact -- by definition. In fact, I think the most we have in Illinois, at

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this point, is sixteen thousand lines. What this does is try to give the authority to the ICC to continue doing what we're doing now. And the conflict is between -- we're in the telephone wars,

unfortunately, and we're being muddled between the long distance and the local operators. So what this amendment does is just give the ICC the authority to develop and to meet federal regulations on the development of a -- of a universal telephone fund, which already exists right now.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

So, if -- if I understand it, your intention is just to keep the status quo. This fund that funds these rural telephones is now paid for by the long distance carriers that pay into this fund, and I understand that there's a -- a certain -- the people that take from the fund -- the people that take from the fund are small phone companies that have -- that serve the rural communities. And I think that the concern is, even though you want to keep the status quo, is that apparently the language in the bill is written such that someone could read it to believe that maybe even the big phone companies, like Ameritech or another -- GTE, could access this fund, which now they can't. And so since your intent is to make sure that it's supposed to be the status quo, could you indicate to me how you want the bill to work with regard to the issue as to whether or not these larger companies can take from that fund? Because if they did have the ability to take from the fund, I take it that fund would have to be increased dramatically in order to compensate those bigger companies. And that seems to be what the issue is. So maybe you could address that.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue.

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SENATOR DONAHUE:

Well, actually it's an eleven-million-dollar fund, like I indicated. And I don't know how in heaven's name an Ameritech or a GTE are going to get a hundred million, two hundred million out of an eleven-million-dollar fund. And if you think for one minute that the ICC is going to increase the fund to be able to give money to Ameritech and GTE, you're being unrealistic. Because remember - what was it? - 1990, folks, when we had a -- the ICC put a fifteen-cent surcharge on? How quickly, how quickly, did we come back in here and change that? So it's unrealistic to think that's going to happen. The intent and my intent, everybody's intent, that it's for thirty-five thousand lines or less. It's for the small, rural telephone. And if we don't get this, the rates in those areas are going to go up a hundred to a hundred and fifty dollars. It could be outrageous. And so you say, "Okay, they can't afford it. We'll have a fire sale and Ameritech or GTE or somebody will come in and buy those lines. They'll still get their service." That may be true, but that's a long way off and I just -- don't let us get into this big fight between the big boys. These are just the little guys. We're just trying to do what

we're doing now.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Well, I don't think there's any question that -- virtually everybody here wants to keep the status quo so that these rural phone users are -- continue to have the phone service and that the fund still remains there. I think, though, that what you indicated was that it's your belief that the ICC would never allow the bigger companies to take money from the fund and they would never allow that fund to be increased, but apparently, the way the language of the bill is drafted, it would allow the ICC to have

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that authority. So it seems to me, since we all agree on what we really want to do, and that is keep the -- the -- keep the status quo, I don't understand why you don't just change the language of the bill so that you can make the critics go away and keep the status quo. Because, you know, the ICC could - who knows? - decide that maybe it's not fair, maybe Ameritech should get some of this funds, and all of a sudden, those people who are not from the rural areas are going to have a line item on their phone bill that

will be to increase, you know, the payments to this fund and then we're all going to have constituents complain about their phone bills, and why did you vote for this bill. So, I understand what you're saying with regard to what your intent is. I just think that you should be cautious and put the language in the bill to clarify exactly what your intent is.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Thank you. Senator Cullerton, I think you're more than aware of what's going on here, and I told you we are caught up in the wars of the big boys. You have personalities that are -- that are -- you have personalities here that are conflicting. You have companies that are fighting on all kinds of fronts. I am telling you what the intent is. I have told you also, in the beginning of my opening remarks, that this is not the final product. I do not believe that at this point. After our -- this amendment was adopted, we had conversation since then. I believe it will be tightened up, but I can't guarantee that at this point, and I'm not going to move it and I'm not going to send it on to the Governor unless we have things the right way. But the intent, and what I am trying to do, is thirty-five thousand or less. If I put it in the bill, another group gets all upset. If we don't put it in the bill, this group gets upset. And it has nothing to do with

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the rural telephones; it has to do with their own personalities and their own frustrations. And that's what it's about. We've been through this before. Don't let 'em do it to us again.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I -- I would concur with Senator Donahue. I think this bill is still a work in progress. But -- but she's absolutely correct. You know, the -- the rural telephone users are getting caught in the cross fire of two big guys, or a number of big guys, that just truly don't like each other anymore. And I think for us to -- to not allow this amendment to get on and not to allow the bill to proceed would be a big mistake on our part. I would concur that the eleven-million-dollar fund is not going to grow. I think it was said best by the Citizens Utility Board in their testimony today, that they felt that a statement of intent would satisfy them and -- and most of the people involved.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. I rise, also, in support of the amendment that the sponsor's done an excellent job of -- of explaining and indicating the intent here. This is about -- this

is an issue about affordable telephone service in rural areas with small phone companies. It shouldn't get caught up in the cross fire with the big companies, and I'd urge everybody to vote Yes on the -- on Amendment No. 1.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Trotter.

SENATOR TROTTER:

Will the sponsor yield?

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates she will yield. Senator Trotter.

SENATOR TROTTER:

Senator Donahue, isn't the -- ICC going to rewrite the rules in 2001?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Yes. That's what we're trying to accomplish. They have contracts now with everybody involved through the year 2001.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

Okay. And I guess I'm still confused, as I was in committee. If they're going to rewrite the -- the rules in a year and a half from now, why are we doing this at this point? What is the necessity of us doing this, not knowing what the federal guidelines are going to be?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

We're trying -- at this point, there's a docket that -- there's the third phase of the docket at the ICC and we're trying to expedite that docket.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion?

SENATOR DONAHUE:

Yes. Whoop. No, excuse me.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Yes. Senator Donahue.

SENATOR DONAHUE:

I just needed a conference here. They don't believe, at this

point, that they have the authority to continue with this docket -- I mean, the third phase. Okay? The feds are telling 'em through the bill that they passed in 1996, that all the states have to do this, and they've done the first two phases. Now we have the third phase. They don't believe they have the authority to do it without this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. I was just going to call for the question, sir.

PRESIDING OFFICER: (SENATOR DUDYCZ)

There are no further speakers. Senator Donahue, to close.

SENATOR DONAHUE:

Thank you, Ladies and Gentlemen. This is -- I know you've all been bombarded. We've been bombarded on a lot of fronts. But this is another one, and again, don't let it get into the fights. We are a work in progress, as Senator Jacobs said, and I appreciate that. But I want to clarify something that's out there that is very frustrating and upsetting. This is not anywhere a new anything. It's not a new tax. It's not a new fee. It's not a new anything. It is what is happening right now. It's in existence. It's the status quo. We are just simply trying to do and codify it and allow the ICC to do it. You can speculate all you want to. You can think that Ameritech or -- GTE is going to get all these hundreds of millions of dollars from this little, bitty fund. Practically speaking, I don't think it's going to happen.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Question is, shall Floor Amendment No. 1 be adopted. All those in favor will vote Aye. Opposed will vote Nay. And the -- and the voting is open. Have all voted who wish? Have all voted

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who wish? Have all voted who wish? Take the record. On that question, there are 30 Ayes, 21 Nays, 5 voting Present. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House -- House Bill 371. Senator O'Malley. Senator O'Malley wishes the -- House Bill 371 to be returned to 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 371. Mr. Secretary, are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment to House Bill 371 was requested by the committee, and what it does is make the bill prospective instead of retrospective. Be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 379. Senator Mahar. Senator Mahar seeks leave of the Body to return House Bill 379 to the Order of 2nd Reading for the purpose of an amendment. Hearing no

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objection, leave is granted. On the Order of 2nd Reading is House Bill 379. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. This amendment becomes the bill. It adds a self-assessment to the propane manufacturers, dealers in the State, in order for that to go into a propane education fund. This is sponsored by the propane manufacturers in this State. There's no opposition and I would move its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendment is approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 379. Senator Mahar. Senator Mahar seeks leave of the Body to -- I beg your pardon. House Bill 452. Senator Mahar. Senator Mahar seeks leave of the Body to return House Bill 452 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 452. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Luechtefeld.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

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Thank you, Mr. President and Members of the -- of the Senate. Floor Amendment 2 to House Bill 452 is -- it is a conveyance bill of property in Union County. There will be a technical amendment added tomorrow and this simply -- move this on, and we'll change it again tomorrow with a technical amendment.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those -- Senator Demuzio.

SENATOR DEMUZIO:

I'd like to ask the Senator a question, if he would yield.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Demuzio.

SENATOR DEMUZIO:

I hope tomorrow you'll get me the answer to that question as to why Union County wants to take on this new responsibility and this huge liability for the dam and whatever. You don't have to tell me now, but tomorrow I'd like to ask that same question.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 523. Senator Bowles. On top of page 7, in the Order of House Bills 3rd Reading, is House Bill 604. Senator Fawell. Senator Fawell, do you seek leave of the Body to return House Bill 604 to the Order of 2nd Reading for the purpose of an amendment? Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 604. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

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Amendment No. 1, offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This amendment clarifies that dealer's insurance still covers the dealer's officers, directors and employees while acting within the scope of their employment. It also provides that the permitted user's insurance is primary and the dealer's insurance shall apply only in excess of the permitted

user's insurance and that any other insurance including, but not limited to, underinsured motorist covers. The dealer's limit would be a hundred thousand over three hundred thousand over fifty.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 702. Senator Clayborne. Senator Clayborne seeks leave of the Body to return House Bill 702 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 702. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Clayborne.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President and Members of the Senate. Senate

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Amendment 2 to House Bill 702 basically makes some technical changes. It clarifies the term of office for all board members after the initial board is set up. It clarifies that if not all of the counties join the Metro-East Park and Recreational District, the board is only represented -- will only represent those counties which have elected to join. It changes the holders of the money in the Metro-East Fund from the county with the largest financial contribution to the district as a whole. It removes the service occupation use tax and the retailers' occupation use tax. It changes the word of the tax section to include Department of Revenue. Technical language regarding retailers' occupation and service occupation taxes. It exempts certain food and medical equipment from the operation of the tax under the Act. It requires the board to submit an annual financial report to the State Comptroller by the end of its fiscal year. It amends Property Tax Code to include all property belonging to a park district organized pursuant to this Act to list the park and the conservation districts be exempt from property tax -- taxation. I'm open for any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 733. Senator Watson. Senator Watson seeks leave of the Body to return House Bill 733 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill... On the Order of 3rd {sic} Reading is House Bill 733. Mr. Secretary, are there any Floor amendments approved for

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consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Watson.

SENATOR WATSON:

I beg your pardon. I've got another bill coming up. I thought this was it. Please take this out of the record.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Out of the record. House Bill -- House Bill 835. Senator Jacobs. Mr... Senator Watson seeks leave of the Body to return House Bill 777 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave -- leave is granted. On the Order of 2nd Reading is House Bill 777. Mr. Secretary, are

there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Watson.

SENATOR WATSON:

Thank you very much, Mr. President. This would say that the community in which the facility is to be located must sign off on the project before it begins, and it would also say that the nursing facility would not be in a residential neighborhood. And it also has a provision that says that a person -- committed person who is subject to the provisions of the Truth-In-Sentencing Act does not qualify for transfer.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senator Jacobs seeks leave of the Body to return House Bill 835 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 835. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Jacobs.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. Senate Amendment 1 to House Bill 835 merely deletes the City of Chicago from the provisions of the bill, at the request of the committee.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 845. Senator Geo-Karis seeks leave of the Body to return House Bill 845 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 845. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger. Senator Rauschenberger.

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SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate -- House -- Amendment No. 3 to House Bill 845 goes into the statutes and makes a -- a special case for the sanitary district that I represent. It lists the sanitary district by name and converts its five-member board to a nonpartisan board. I'd appreciate favorable consideration.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

I have no objection. I move the passage.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any -- any further discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 4, offered by Senator Geo-Karis.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Amendment No. 4, Mr. President, Ladies and Gentlemen of the Senate, simply deletes a section of the bill that provides that certain sanitary districts may offer group health and life insurance to appointed officers, and I ask for a favorable...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 878. Senator Watson seeks leave of

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the Body to return House Bill 878 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 878. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Watson.

SENATOR WATSON:

Thank you very much, Mr. President. There was some concern about this legislation involving the single-subject ruling. So we have deleted the sections dealing with the Juvenile Court Act, the Criminal Code and the Violence Prevention Act, all of which are in legislation sponsored by the Attorney General. And now we just have those -- that language that affects the School Code.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On top of page 8, in the Order of 3rd Reading, is House Bill 953. Senator Philip. With leave of the Body, Senator Dillard will -- will handle the recall on House Bill 953 for Senator Philip. Senator Dillard seeks leave of the Body to return House Bill 953 in -- to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 953. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

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Amendment No. 2, offered by Senator Philip.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard, for Senator Philip.

SENATOR DILLARD:

Thank you, Mr. President. On behalf of Mr. President, this amendment states that the Republican Party can choose its chairman from within or without our State central committee. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1117. Senator Dillard, for Senator Dillard. Senator Dillard seeks leave of the Body to return House Bill 1117 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1117. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Klemm.

SENATOR KLEMM:

Thank you, Mr. President. The Amendment No. 2 only removes the word "valid". It tries to clarify that any action taken would -- still could be challenged and it's agreed-to language. And I do ask for your support.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye.

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Opposed, Nay. The Ayes have it. And the amendment is adopted.
Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1162. Senator Myers. Senator Myers seeks leave of the Body to return House Bill 1162 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1162. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Myers.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Myers.

SENATOR MYERS:

Thank you, Mr. President. This bill amends the Code of Criminal Procedure by providing that a writing or record that has been made during an investigation of an alleged offense or during an investigation relating to pending or anticipated litigation is admissible during a hearing to revoke a sentence of probation or conditional discharge or an order of court supervision that is based on a technical violation of a sentencing order, and the amendment provides that this exception only applies when the defendant or probationer has been transferred to another jurisdiction. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1194. Senator Cronin. Senator Cronin seeks leave of the Body to return House Bill 1194 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1194. Mr. Secretary, any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Cronin.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin.

SENATOR CRONIN:

...you, Mr. President, Ladies and Gentlemen of the Senate. This amendment -- Senate Floor Amendment No. 2 simply replaces language in the bill that spoke of the automatic finding of urgent and immediate necessity with language that speaks about a presumption of urgent and immediate necessity. This gives the judge a little bit more latitude. It addresses concerns that were raised by Cook County Public Defender and I think you'll like it. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senator Obama seeks leave of the -- the Body to return House Bill 1232 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1232. Mr. Secretary, are there any Floor amendments approved?

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SECRETARY HARRY:

Amendment No. 1, offered by Senator Obama.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Obama.

SENATOR OBAMA:

Thank you very much, Mr. President. The underlying bill deals -- deals with a Child Support Pays Program, which is going to improve the process that we pass through child support payments to working low-income parents. This amendment simply provides for an evaluation done next -- within five-year period. I'd ask for your...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On top of page 9, in the Order of House Bills 3rd Reading, is House Bill 1278. Senator Bowles. I beg your pardon. House Bill 1274. Senator Cronin. Senator Cronin seeks leave of the Body to return House Bill 1274 to the Order of 3rd -- 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1274. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Cronin.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin. Any further discussion? Out of the record ...the record. House Bill 1278. Senator Bowles? Out of the record. House Bill 1304. Senator Dillard seeks leave of the Body

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to return House Bill 1304 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1304. Mr. Secretary, are

there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. This amendment really is an idea that came from Senator Cullerton, and it deals with Statute of Limitations periods and the tolling of certain time periods. And this just says if the State is the one that appeals a Grand Jury subpoena, that the time actually does not stop during that period.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senate Bill 1304. 1318. Senator Luechtefeld seeks leave of the Body to return House Bill 1318 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1318. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Luechtefeld.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

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Thank you, Mr. President, Members of the Senate. This simply is a technical amendment adding an immediate effective date on becoming law.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1464. Senator Dillard seeks leave of the Body to return House Bill 1464 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1464. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator -- Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. This is a technical amendment that says that under the local government gift ban, that when a local government or school district chooses to have the county act as their ethics commission, the county is required to enter into an intergovernmental agreement with that local municipality or school district or mosquito abatement district, whatever that unit of local government is. And you just got to have the ability to enter into these intergovernmental agreements, if -- if the county...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted.

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Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1538. Senator Larry Walsh seeks leave of the Body to return House Bill 1538 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1538.

Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Larry Walsh.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Walsh.

SENATOR L. WALSH:

Thank you, Mr. President. Senate Amendment No. 1 to House Bill 1538 simply makes it clear that the assessment concerning the need for an emergency response system must be done when making an initial determination or any redetermination for eligibility for community care program services.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1617. Senator Viverito seeks leave of the Body to return House Bill 1617 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1617. Mr. Secretary, are there any Floor amendments approved?

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Amendment No. 1, offered by Senator Viverito.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Viverito.

SENATOR VIVERITO:

Thank you, Mr. President, Members of the Senate. This is really -- Senate Amendment 1 is a response to the concerns of our committee, and we've worked these out with the nursing home, and its suspension. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On the top of page 10, in the Order of House Bills 3rd Reading, is House Bill 1617 {sic} (1670). Senator Cronin seeks leave of the Body to return House Bill 1670 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1670. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Cronin.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin.

SENATOR CRONIN:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. 1670, as amended, makes the alternative certification program statewide, allowing graduates to teach anywhere in Illinois, not just the City of Chicago, and it brings the program in line with the new teacher recertification process, which was

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contained in Senate Bill 556.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1695. Senator Peterson seeks leave of the Body to return House Bill 1695 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1695. Mr.

Secretary, any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. The bill, before the amendment, would assess a fee for duplicate tax bills. The amendment limits the imposition of the fee only to mortgage lenders after they've received one tax bill. Ask for adoption of Amendment 1.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1697. Senator Thomas Walsh seeks leave of the Body to return House Bill 1697 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection,

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leave is granted. On the Order of 2nd Reading is House Bill 1697.
Mr. Secretary, are there any Floor amendments approved for
consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Robert Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President. Senate Floor Amendment No. 1 to
House Bill 1697 clarifies the definition of payment, to state that
"payment, unless the check or credit card charge was dishonored
through" the -- "no fault of the payor" to -- so that that --
unless it's a false payment by the payor, it would not invalidate
the private auto insurance policy.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye.
Opposed, Nay. The Ayes have it, and the amendment is adopted.
Any further Floor amendments approved?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Thomas Walsh.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Thomas Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. Senate Floor Amendment No. 2 to
House Bill 1697 deletes renewal policies from the nonpayment of
auto policy coverage. The bill is intended to address new
insurers, not renewals. This amendment makes that change. Would
be happy to...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1832. Senator Syverson seeks leave of the Body to return House Bill 1832 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1832. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Syverson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Senate Amendment No. 1 just clarifies some of the questions that were raised in the committee and tightens up the legislation.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill -- 1860. Senator Bomke seeks leave of the Body to return Senate Bill -- House Bill 1860 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1860. Mr. Secretary, are there any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Bomke.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Bomke.

SENATOR BOMKE:

Thank you, Mr. President. Senate Floor Amendment 1 to House Bill 1860 addresses concerns brought during the Floor debate. Specifically, the amendment provides that stenographic notes or

transcripts must be kept for a period of five years after the end of litigation.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On top of page 11, in the Order of House Bills 3rd Reading, is House Bill 1863. Senator Luechtefeld seeks leave of the Body to return House Bill 1863 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1863. Mr. Secretary, are there any Floor amendments approved for consideration? With leave of the Body, we will -- we'll return to House Bills -- House Bill 1863 to the -- for recall. But at the moment, we'll take it out of the record. House Bill 1978. Senator Berman seeks leave of the Body to have House Bill -- seeks leave of the Body to -- to return House Bill 1978 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1978. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Berman.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. As amended, this bill will provide that a county or a municipality that has undertaken demolition, repair or enclosure of a dangerous, unsafe, uncompleted, or abandoned building will be allowed to bring action for a money judgment against the owner or owners of the real estate, pursuant to the lien that they obtain.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill -- 2008. Senator Cronin. Out of the record. House Bill 2042. Senator Munoz seeks leave of the Body to return House Bill 2042 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2042. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Munoz.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Munoz.

SENATOR MUNOZ:

Thank you, Mr. President. This is a technical amendment. Removes the aggravated assault from the list of violent crimes which can form the basis of an emergency eviction.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any

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further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 2081. Senator Shadid seeks leave of the Body to return House Bill 2081 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2081. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Shadid.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Shadid.

SENATOR SHADID:

Thank you, Mr. President. This Senate Amendment 1 adds outer burial containers to the products that may be sold under the Pre-Need Cemetery Sales Act.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Shadid.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Shadid.

SENATOR SHADID:

Thank you, Mr. President. Senate Amendment No. 2 clarifies existing law which provides that perpetual care and pre-need trust funds are exempt from creditors' claims in situations in which a cemetery or funeral home files for bankruptcy.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye.

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Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On -- the bottom of page 11, the Order of House Bills 3rd Reading, is House Bill 2166. Senator Robert Madigan seeks leave of the Body to return House Bill 2166 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2166. Mr. Secretary, are there any Floor amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President. Floor Amendment No. 1 to House Bill 2166 is technical, by stating that doctors must perform immunizations under the CHIP program.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Robert Madigan.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR R. MADIGAN:

Thank you, Mr. President. Floor Amendment No. 2 to House Bill 2166 states that if you've knowingly committed fraud under another health insurance policy, that that makes you ineligible for the

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CHIP plan. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On the top of page 12, in the Order of House Bills 3rd Reading, is House Bill 2218. Senator Cronin seeks leave of the Body to return House Bill -- 2218 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2218. Mr. Secretary, are there any Floor amendments approved? Out of

the record, with leave to return. House... House Bill 2283. Senator Donahue seeks leave of the Body to return House Bill 2283 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2283. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President. Members of the Senate, Senate Amendment No. 2 to House Bill 2283 does two things. It adds four more counties in western Illinois to the Intermodal Mid-America Port Authority and, secondly, allows for a mechanism to disconnect from the Port Authority. And I would simply ask for your support and adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any

further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 2355. Senator Maitland seeks leave of the Body to return House Bill 2355 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2355. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. Amendment No. 1 to House Bill 2355 addresses some concerns that were brought up in committee with respect to movements on -- on routes other than State routes, and this indicates clearly that these movements will only be valid on State routes approved by the Department. I would move for the adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 2733. Senator Weaver. Out of the record. House Bill 1863. Senator Luechtefeld seeks leave of the

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Body to return House Bill 1863 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1863. Mr. Secretary, are there any Floor amendments -- amendments approved?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Luechtefeld.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you, Mr. President, Members of the Senate. Senate Floor Amendment 1 to House Bill 1863, we -- we basically try to answer the question with regard to restraints at Chester Mental Health. We've finally come up with this amendment that the advocacy groups have agreed to, and would ask that it would get a -- a positive response on it.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any

further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Top of page 12, in the Order of House Bills 3rd Reading, is House Bill 2218. Senator Cronin seeks leave of the Body to return House Bill 2218 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2218. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senators Cronin, Berman and Silverstein.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Cronin.

SENATOR CRONIN:

A fine group. Mr. President, Ladies and Gentlemen of the Senate, this amendment is the culmination of some great minds at work, negotiating some very difficult issues and it's an agreement between students and the administration. And I ask for your

favorable consideration.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On each Member's desk has been distributed Supplemental Calendar No. 1. On the Order of Supplemental Calendar No. 1 is Motions to -- in Writing to Reconsider the Vote. Senator Cronin, on House Bill 2008. Read the motion, Mr. Secretary.

SECRETARY HARRY:

Having voted on the prevailing side, I move to reconsider the vote by which House Bill 2008 passed.

The motion filed by Senator Cronin.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Having voted on the prevailing side, I move to reconsider the vote by which House Bill 2008 was passed. I made a mistake, and I must confess or my seatmates here will try to embarrass me. So I need your help to reconsider the vote here.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Having voted on the prevailing side, Senator Cronin moves to reconsider the vote by which House Bill 2008 was passed. All those in favor, say Aye. Opposed, Nay. The... Is there any discussion? Senator Welch.

SENATOR WELCH:

Well, I had a point of inquiry, Mr. Chairman. On the Calendar, on page 28, we have two other motions in writing to reconsider the vote. I was wondering if we're going to get to those tonight.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Thank you, Senator Welch. We're not on that Order of Business. We're on the Supplemental Calendar No. 1. Any further discussion? Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. In the -- in the previous bill, Senator Cronin was talking about great minds putting together the amendments. I guess I would like to get a clearer understanding exactly of what this bill that passed and went to the Governor's desk, what this bill actually did, before he's asked to pull this thing back.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, all those in favor will vote Aye. Opposed will vote Nay. And -- and the voting is

open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 43 Ayes, 2 Nays, none voting Present. And the motion carries. Now you -- if now -- if the Members will turn to page 13 of your regular Calendar, in the Order of House Bills 3rd Reading is House Bill 2527. On top of page 13, in the Order of House Bills 3rd Reading, is House Bill 2527. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2527.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

House Bill 2527 is the supplemental appropriation bill. We were waiting for Senator Jones to return to the Floor so that he could -- we -- I think the -- the content of this bill is pretty much agreed to, but if -- if the Democrats would like, I -- we can -- if I could get an indication whether it's -- you guys are comfortable running this tonight. I know the Comptroller's quite

anxious and -- but we wanted to make sure you had a chance to get back.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Jones. Emil Jones.

SENATOR E. JONES:

It -- it had been my understanding that you was going to run this tomorrow, then all of a sudden there's a change, all of a sudden. Is it okay to run it tomorrow?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

If it's the -- if it's the Leader's request, I'd be happy to hold this for tomorrow. We just thought -- it's a supplemental. It's not the regular approp. We just thought we might get this out because we've been getting yelled at by those Constitutionals that want to get going.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jones.

SENATOR E. JONES:

Tomorrow's okay.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

At -- at the request of -- of Senator Jones, I'd be very happy to take it out of the record.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Out of the record. Resolutions.

SECRETARY HARRY:

Senate Resolution 129, offered by Senators Dillard and Philip. It's substantive.

Senate Resolution 128, offered by Senator Demuzio and all Members.

It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Consent Calendar. Is there any further business to come before the Senate? If not, Senator Noland moves that the Senate stands adjourned until the hour of 10 a.m., on Thursday, May 13th.

